

Governor Pence's  
**Recommended Budget**

*Fiscal Years 2014 & 2015*





## Pence Budget Executive Summary

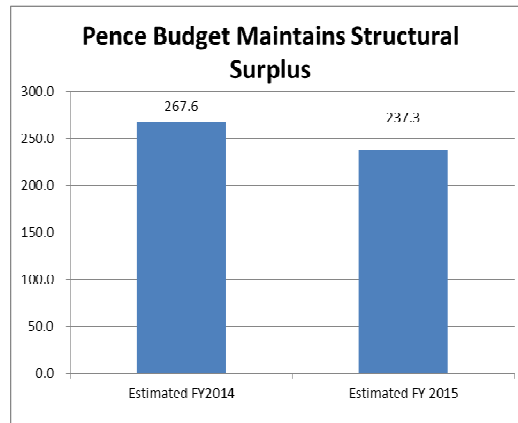
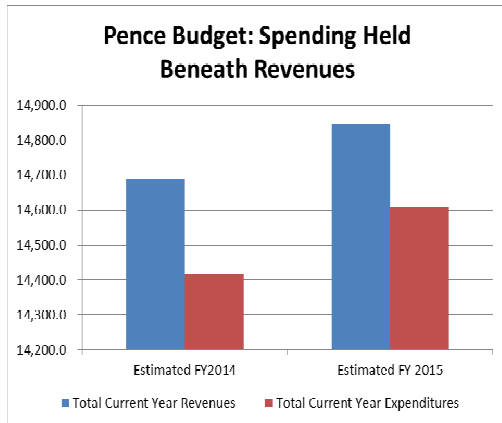
I am pleased to present my budget for the review and consideration of the General Assembly and Hoosiers across our state. This budget is an expression of the commitments and priorities of the Pence administration. It is more than an accumulation of tax revenues and expenses. It is a commitment to do what is necessary to produce better jobs for Hoosiers, raise the skills of our workforce, and make Indiana a stronger land of opportunity than it is today. It is also a commitment to live within our means and ensure that Indiana remains a national model of fiscal discipline.

This budget is based on the firm belief that the people of Indiana are the job creators, innovators, and workforce that will take our state into a new era of greatness. Our goal with the budget is to ensure that job creators have more freedom, that innovators face fewer barriers, and that our workers keep more of their earnings and have access to new opportunities to adapt their skills to the exciting demands of America's ever-changing economy.

As we think boldly about Indiana's future, we are not unaware that we face competing demands for limited resources. I am happy to say that, given such limitations, our budget is honestly balanced, funds our priorities, holds the line on spending, returns excess revenues to hard-working Hoosiers, and builds our reserves. This budget sends a strong message that Indiana's public servants will use only those resources necessary to keep Indiana moving in the right direction – and not a penny more.

A review of the budget will allow you to take stock of our administration's commitments.

**First**, this is an honestly balanced budget. The Pence administration stands firmly on the principle that the State should never spend a single dollar more than it collects. This is important for two reasons. First, maintaining fiscal health in Indiana translates into a stable environment for job creation and business attraction. As we look to bring more investment to Indiana, a clear demonstration of our commitment to fiscal stability should be a high priority of all Hoosiers. Second, the budget meets present needs head-on without leaving the tab to future generations. It is not unusual for public leaders to wax eloquently about meeting the needs of children and the young, only to leave them with debt or increased taxes – or both – in the future. In Indiana we consider that a kind of moral failure. An honestly balanced budget is an investment in the future of tomorrow's leaders.

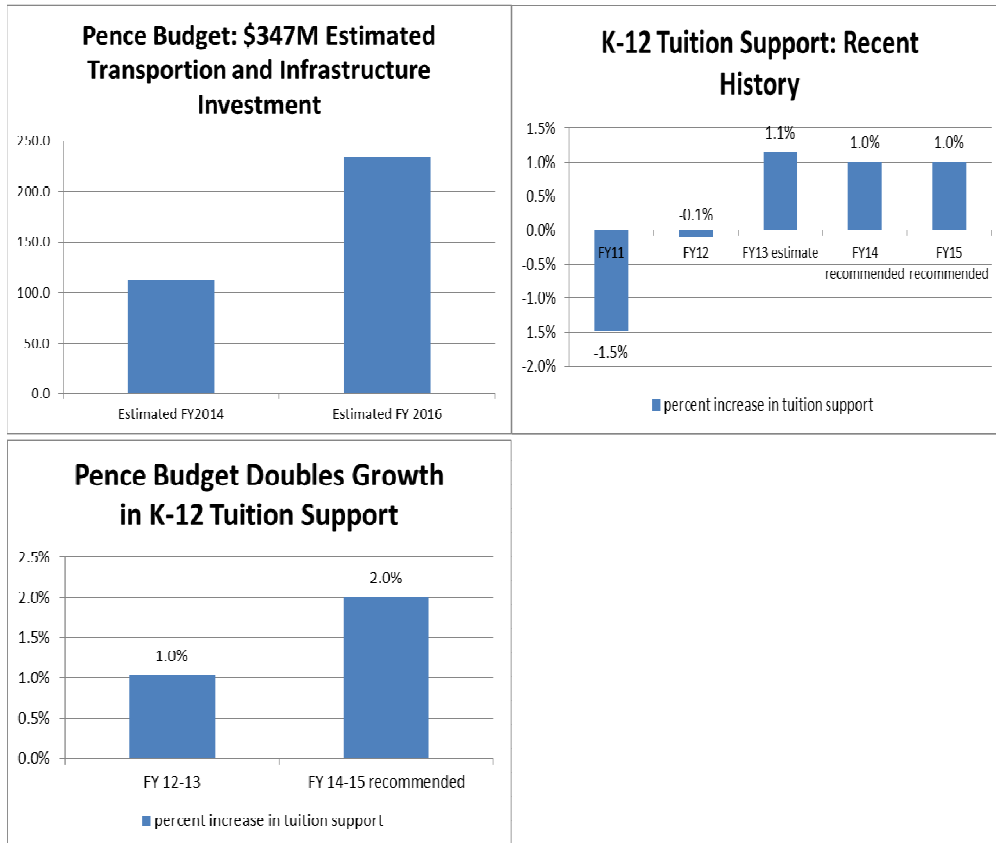


**Second**, this budget funds our priorities:

- The budget makes high-demand, high-wage jobs a top priority.
  - By living within our means, we will generate excess reserves of nearly \$347 million over two years that should be reinvested in Indiana’s roads, bridges and infrastructure, in support of our growing transportation and logistics industries.
  - It invests \$3 million over the next two years in the creation of the Indiana Applied Research Enterprise, a partnership with Indiana’s life sciences industry and our universities to spur the kind of innovation, research, and entrepreneurial growth that will produce high-paying jobs, many of which do not require a college degree.
  - The budget commits resources to the Office of Defense Development, a critical new effort aimed at capitalizing on our growing defense sector, which is a global leader in new technologies and national security.
  - The budget supports the Office of Energy Development as we look for new opportunities in Indiana in both conventional and alternative energy.
  - We make a clear commitment in the budget to Hoosiers who have served their nation in uniform by investing more money in job training and certifying Veteran Service Officers to assist veterans with benefits claims.
  - The budget also ensures that the Indiana Economic Development Corporation is adequately equipped to support the Pence administration’s efforts to work with business leaders and executives across the state to attract new investment and business to Indiana.
- The budget places a high priority on improving education and the quality of our adult workforce:
  - We recommend a 1 percent funding increase for our public, K-12 schools during each of the next two years. We recommend the 1 percent increase in the second

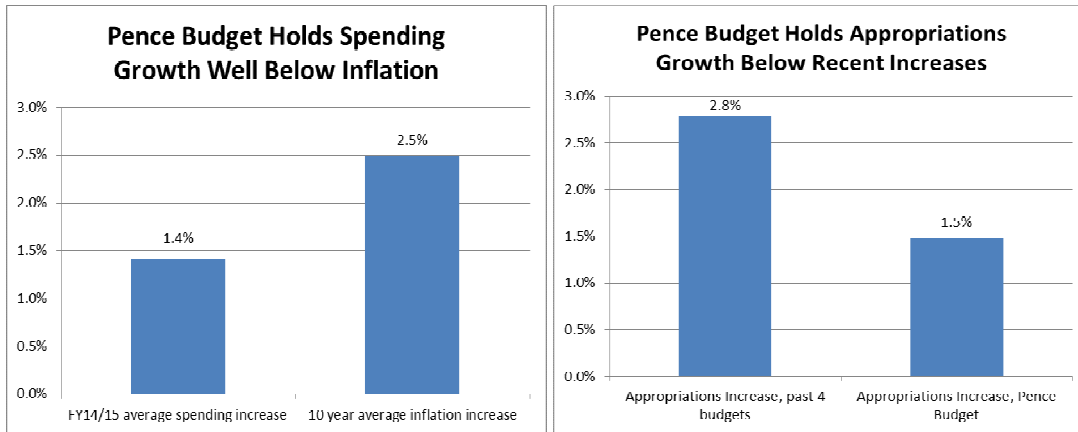
year (FY 2015) be performance-based, using factors such as school quality, graduation rate, and third grade reading assessment. We intend to fund excellence through performance-based awards to Indiana's outstanding schools and teachers. We also increase teacher excellence grants by \$6 million in order to increase pay for our high-performing teachers.

- The budget commits \$6 million each year to expand a highly successful drop-out prevention program, Jobs for America's Graduates, which will set our students on a path of success toward a career or college.
- For the first time ever, the budget fully funds full day kindergarten so that Indiana's children get off to the right start as they embark on their educational path.
- In order to expand career and technical education, the budget commits \$6 million over two years to create Indiana Works Councils. The Councils will develop regional, demand-driven curricula to bring high-paying career options to more Hoosiers.
- The budget proposes \$18 million over two years in adult workforce improvement funds to ensure that all Hoosier workers have the skills to find a job in today's economy.
- We have increased operational funding to our public colleges and universities by 1 percent over each of the next two years (the first new operational dollars for higher education since the reductions in the last two budgets) and also provided new money for university capital improvement projects.
- Even as we redouble our commitment to economic growth, education, and infrastructure, our budget also fulfills our core responsibilities to the people of Indiana:
  - It increases the budget of Department of Child Services by \$35 million to protect the lives of our most vulnerable children through the addition of caseworkers, supervisors, and investments in the emergency hotline.
  - It fully funds the Medicaid forecast, meeting the projected health care needs of our most vulnerable citizens.
  - It provides additional resources to the Department of Revenue to ensure the careful safeguarding of the taxpayers' funds.
  - It lays the groundwork for a Statewide Fire Academy that will serve as a resource to communities across our state.



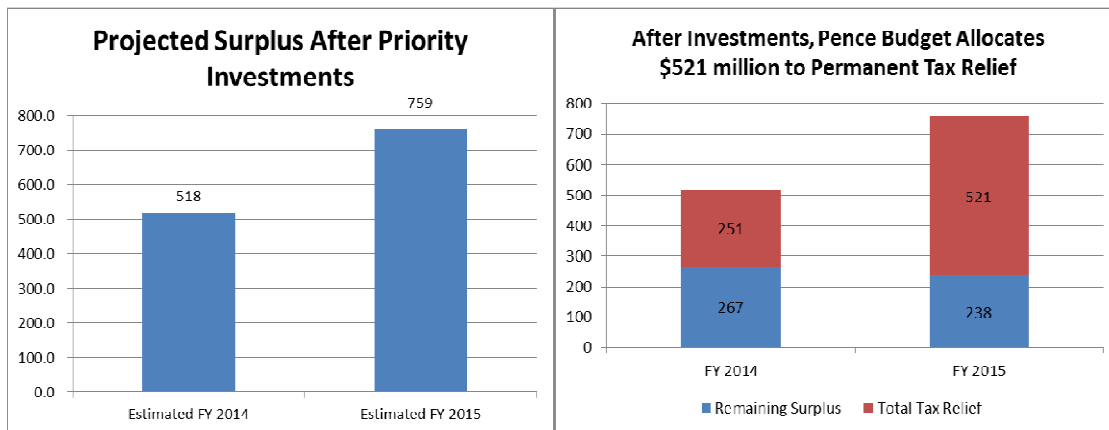
**Third**, even while it funds priorities, this budget holds the line on spending. Over the past eight years, the fiscal discipline of the Daniels administration and the General Assembly has put Indiana in an enviable position nationwide. This budget’s two-year average increase in spending, 1.4 percent, is a full percentage point less than inflation (2.5 percent over a ten-year average). This budget also holds the increase in appropriations (1.5 percent) a full 1.3 percentage points beneath the average appropriations increase (2.8 percent) in the last four budgets.

This budget is an expression of the principle that fiscal responsibility is directly related to creating an environment amenable to job growth, new investment, and new opportunity for Hoosier workers and families. As our neighbors and states across the country wrestle with unbalanced budgets and fiscal confusion, Indiana will stand out like a beacon as a state that knows how to fund its priorities in a responsible way.



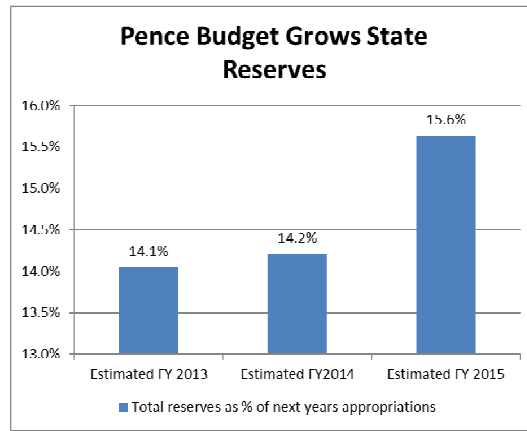
**Fourth**, this budget makes a commitment to the people of Indiana to allow them to save, spend, or invest more of their money. Due to the state’s strong financial position and a lean recommended budget that nonetheless invests in our critical priorities, surplus revenues will remain very high—\$518 million in FY 2014 and \$759 million in FY 2015.

Therefore, this budget cuts the income tax rate by 10 percent, phased in starting on July 1, 2013 and ending on July 1, 2014. When fully implemented, this reduction in the taxes that Hoosiers pay will unleash half a billion dollars into the private, voluntary economy every year. Once those of us elected by our fellow citizens have ensured that Indiana is funding its chief priorities and core responsibilities, we owe it to them as their public servants to allow them to keep more of what they are working to earn each day.



**Finally**, as I pledged during the campaign, through wise planning and sound management, this budget maintains reserves well in excess of the prudent level of 12.5 percent of annual spending. That means the State’s treasury will have significant resources to meet emergency needs and any unforeseen contingencies. The Daniels Administration and General Assembly have put Indiana

on a strong financial footing and, with your help, my Administration will keep this practice alive and well.



I look forward to working with the fine men and women of the General Assembly and Hoosiers across this great state to advance our shared priorities and common goals. I am confident that by investing our dollars wisely and responsibly, Indiana will chart a new course of greatness that will bring more prosperity and well-being to the people of the Hoosier state.

Sincerely,

Michael R. Pence  
Governor  
State of Indiana





# PROPOSED AMENDMENT

## HB 1001 # 1

### DIGEST

Proposed amendment to HB 1001. Appropriates money for capital expenditures, the operation of the state, the delivery of Medicaid and other services, and various other distributions and purposes. Eliminates the securities division enforcement account. Requires the fees, grants, donations, costs, civil penalties, and other amounts formerly deposited into the account to be deposited in the state general fund. Provides for two transfers annually from the state general fund to the securities restitution fund to replace a transfer from the securities division enforcement account. Requires a racino licensee to pay to the treasurer of state for deposit in the state general fund the slot machine revenue currently used to support the horse racing industry. Provides that the revenue must be used to pay Medicaid appropriations. Makes conforming changes and repeals obsolete provisions in the riverboat law. Reduces the individual adjusted gross income tax rate by 10% over two years. Provides that the rate reductions occur on July 1, 2013, and July 1, 2014. Provides that 4% of cigarette tax revenue must be deposited in the state retiree health benefit trust fund. (Current law requires the deposit of 5.74% of the revenue in the state retiree health benefit trust fund after June 30, 2013.) Provides for the deposit of an additional 1.74% of cigarette tax revenue in the state general fund. Removes the expiration date on a statute specifying the amount that the department of correction will reimburse certain health care providers. Provides that certain rules of the FSSA remain in effect until June 30, 2015. Extends the hospital assessment fee until June 30, 2015. (Current law expires the fee on June 30, 2013.) Updates statutory references to the hospital assessment fee. Extends the health facility quality assessment fee until June 30, 2015. (Current law expires June 30, 2014.) Specifies the state fiscal year distribution methods for the assessment. Establishes a performance based grant program for school corporations. Establishes grants based on nonwaiver graduation rates, school assessment levels, and third grade reading assessments. Provides that grants will be awarded on a per student basis subject to the amount appropriated for the program. Establishes the transportation and infrastructure development fund. Requires the governor to transfer 50% of any excess state reserves in excess of \$50,000,000 to the fund instead of to the pension stabilization fund.

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Delete everything after the enacting clause and insert:

**1 SECTION 1. [EFFECTIVE JULY 1, 2013]**

**2**

**3 (a) The following definitions apply throughout this act:**

**4 (1) "Augmentation allowed" means the governor and the budget agency are**  
**5 authorized to add to an appropriation in this act from revenues accruing to the**  
**6 fund from which the appropriation was made.**

**7 (2) "Biennium" means the period beginning July 1, 2013, and ending June 30, 2015.**

**8 Appropriations appearing in the biennial column for construction or other permanent**  
**9 improvements do not revert under IC 4-13-2-19 and may be allotted.**

**10 (3) "Deficiency appropriation" or "special claim" means an appropriation available**  
**11 during the 2012-2013 fiscal year.**

- 12 (4) "Equipment" includes machinery, implements, tools, furniture,  
13 furnishings, vehicles, and other articles that have a calculable period of service  
14 that exceeds twelve (12) calendar months.
- 15 (5) "Fee replacement" includes payments to universities to be used to pay indebtedness  
16 resulting from financing the cost of planning, purchasing, rehabilitation, construction,  
17 repair, leasing, lease-purchasing, or otherwise acquiring land, buildings, facilities,  
18 and equipment to be used for academic and instructional purposes.
- 19 (6) "Federally qualified health center" means a community health center that is  
20 designated by the Health Resources Services Administration, Bureau of Primary Health  
21 Care, as a Federally Qualified Health Center Look Alike under the FED 330 Consolidated

1 Health Center Program authorization, including Community Health Center (330e), Migrant  
2 Health Center (330g), Health Care for the Homeless (330h), Public Housing Primary  
3 Care (330i), and School Based Health Centers (330).

4 (7) "Other operating expense" includes payments for "services other than personal",  
5 "services by contract", "supplies, materials, and parts", "grants, subsidies, refunds,  
6 and awards", "in-state travel", "out-of-state travel", and "equipment".

7 (8) "Pension fund contributions" means the state of Indiana's contributions to a  
8 specific retirement fund.

9 (9) "Personal services" includes payments for salaries and wages to officers and  
10 employees of the state (either regular or temporary), payments for compensation  
11 awards, and the employer's share of Social Security, health insurance, life insurance,  
12 dental insurance, vision insurance, deferred compensation - state match, leave  
13 conversion, disability, and retirement fund contributions.

14 (10) "SSBG" means the Social Services Block Grant. This was formerly referred to  
15 as "Title XX".

16 (11) "State agency" means:

17 (A) each office, officer, board, commission, department, division, bureau, committee,  
18 fund, agency, authority, council, or other instrumentality of the state;

19 (B) each hospital, penal institution, and other institutional enterprise of the  
20 state;

21 (C) the judicial department of the state; and

22 (D) the legislative department of the state.

23 However, this term does not include cities, towns, townships, school cities, school  
24 townships, school districts, other municipal corporations or political subdivisions  
25 of the state, or universities and colleges supported in whole or in part by state  
26 funds.

27 (12) "State funded community health center" means a public or private not for profit  
28 (501(c)(3)) organization that provides comprehensive primary health care services to  
29 all age groups.

30 (13) "Total operating expense" includes payments for both "personal services" and  
31 "other operating expense".

32 (b) The state board of finance may authorize advances to boards or persons having  
33 control of the funds of any institution or department of the state of a sum of  
34 money out of any appropriation available at such time for the purpose of establishing  
35 working capital to provide for payment of expenses in the case of emergency when  
36 immediate payment is necessary or expedient. Advance payments shall be made by  
37 warrant by the auditor of state, and properly itemized and receipted bills or invoices  
38 shall be filed by the board or persons receiving the advance payments.

39 (c) All money appropriated by this act shall be considered either a direct appropriation  
40 or an appropriation from a rotary or revolving fund.

41 (1) Direct appropriations are subject to withdrawal from the state treasury and for  
42 expenditure for such purposes, at such time, and in such manner as may be prescribed  
43 by law. Direct appropriations are not subject to return and rewithdrawal from the  
44 state treasury, except for the correction of an error which may have occurred in  
45 any transaction or for reimbursement of expenditures which have occurred in the  
46 same fiscal year.

47 (2) A rotary or revolving fund is any designated part of a fund that is set apart as  
48 working capital in a manner prescribed by law and devoted to a specific purpose  
49 or purposes. The fund consists of earnings and income only from certain sources

1 or combination of sources. The money in the fund shall be used for the purpose  
 2 designated by law as working capital. The fund at any time consists of the  
 3 original appropriation to the fund, if any, all receipts accrued to the fund, and all  
 4 money withdrawn from the fund and invested or to be invested. The fund shall be  
 5 kept intact by separate entries in the auditor of state's office, and no part of the fund  
 6 shall be used for any purpose other than the lawful purpose of the fund or revert  
 7 to any other fund at any time. However, any unencumbered excess above any prescribed  
 8 amount shall be transferred to the state general fund at the close of each fiscal year  
 9 unless otherwise specified in the Indiana Code.

10  
 11 **SECTION 2. [EFFECTIVE JULY 1, 2013]**  
 12

13 For the conduct of state government, its offices, funds, boards, commissions, departments,  
 14 societies, associations, services, agencies, and undertakings, and for other appropriations  
 15 not otherwise provided by statute, the following sums in SECTIONS 3 through 10 are  
 16 appropriated for the periods of time designated from the general fund of the state of  
 17 Indiana or other specifically designated funds.

18  
 19 In this act, whenever there is no specific fund or account designated, the appropriation  
 20 is from the general fund.

21  
 22 **SECTION 3. [EFFECTIVE JULY 1, 2013]**  
 23

24 **GENERAL GOVERNMENT**

25  
 26 **A. LEGISLATIVE**

27  
 28 **FOR THE GENERAL ASSEMBLY**

29	<b>LEGISLATORS' SALARIES - HOUSE</b>		
30	Total Operating Expense	6,179,501	6,405,001
31	<b>HOUSE EXPENSES</b>		
32	Total Operating Expense	11,594,570	11,844,570
33	<b>LEGISLATORS' SALARIES - SENATE</b>		
34	Total Operating Expense	2,055,318	2,055,318
35	<b>SENATE EXPENSES</b>		
36	Total Operating Expense	11,692,594	11,692,594

37  
 38 Included in the above appropriations for house and senate expenses are funds for  
 39 a legislative business per diem allowance, meals, and other usual and customary  
 40 expenses associated with legislative affairs. Except as provided below, this allowance  
 41 is to be paid to each member of the general assembly for every day, including Sundays,  
 42 during which the general assembly is convened in regular or special session, commencing  
 43 with the day the session is officially convened and concluding with the day the session  
 44 is adjourned sine die. However, after five (5) consecutive days of recess, the legislative  
 45 business per diem allowance is to be made on an individual voucher basis until the  
 46 recess concludes.

47  
 48 Each member of the general assembly is entitled, when authorized by the speaker of the  
 49 house or the president pro tempore of the senate, to the legislative business per diem

1 allowance for every day the member is engaged in official business.

2

3 The legislative business per diem allowance that each member of the general assembly  
4 is entitled to receive equals the maximum daily amount allowable to employees of the  
5 executive branch of the federal government for subsistence expenses while away from  
6 home in travel status in the Indianapolis area. The legislative business per diem changes  
7 each time there is a change in that maximum daily amount.

8

9 In addition to the legislative business per diem allowance, each member of the general  
10 assembly shall receive the mileage allowance in an amount equal to the standard mileage  
11 rates for personally owned transportation equipment established by the federal Internal  
12 Revenue Service for each mile necessarily traveled from the member's usual place  
13 of residence to the state capitol. However, if the member traveled by a means other  
14 than by motor vehicle, and the member's usual place of residence is more than one  
15 hundred (100) miles from the state capitol, the member is entitled to reimbursement  
16 in an amount equal to the lowest air travel cost incurred in traveling from the usual  
17 place of residence to the state capitol. During the period the general assembly is  
18 convened in regular or special session, the mileage allowance shall be limited to  
19 one (1) round trip each week per member.

20

21 Any member of the general assembly who is appointed by the governor, speaker of  
22 the house, president or president pro tempore of the senate, house or senate minority  
23 floor leader, or Indiana legislative council to serve on any research, study, or survey  
24 committee or commission, or who attends any meetings authorized or convened under  
25 the auspices of the Indiana legislative council, including pre-session conferences and  
26 federal-state relations conferences, is entitled, when authorized by the legislative  
27 council, to receive the legislative business per diem allowance for each day the  
28 member is in actual attendance and is also entitled to a mileage allowance, at the  
29 rate specified above, for each mile necessarily traveled from the member's usual  
30 place of residence to the state capitol, or other in-state site of the committee,  
31 commission, or conference. The per diem allowance and the mileage allowance  
32 permitted under this paragraph shall be paid from the legislative council appropriation  
33 for legislator and lay member travel unless the member is attending an out-of-state  
34 meeting, as authorized by the speaker of the house of representatives or the president  
35 pro tempore of the senate, in which case the member is entitled to receive:

36

(1) the legislative business per diem allowance for each day the member is engaged

37

in approved out-of-state travel; and  
(2) reimbursement for traveling expenses actually incurred in connection with the  
member's duties, as provided in the state travel policies and procedures established  
by the legislative council.

40

41  
42 Notwithstanding the provisions of this or any other statute, the legislative council  
43 may adopt, by resolution, travel policies and procedures that apply only to members  
44 of the general assembly or to the staffs of the house of representatives, senate, and  
45 legislative services agency, or both members and staffs. The legislative council may  
46 apply these travel policies and procedures to lay members serving on research, study,  
47 or survey committees or commissions that are under the jurisdiction of the legislative  
48 council. Notwithstanding any other law, rule, or policy, the state travel policies and  
49 procedures established by the Indiana department of administration and approved

1 by the budget agency do not apply to members of the general assembly, to the staffs  
2 of the house of representatives, senate, or legislative services agency, or to lay members  
3 serving on research, study, or survey committees or commissions under the jurisdiction  
4 of the legislative council (if the legislative council applies its travel policies and  
5 procedures to lay members under the authority of this SECTION), except that, until  
6 the legislative council adopts travel policies and procedures, the state travel policies  
7 and procedures established by the Indiana department of administration and approved  
8 by the budget agency apply to members of the general assembly, to the staffs of the house  
9 of representatives, senate, and legislative services agency, and to lay members serving  
10 on research, study, or survey committees or commissions under the jurisdiction of the  
11 legislative council. The executive director of the legislative services agency is responsible  
12 for the administration of travel policies and procedures adopted by the legislative  
13 council. The auditor of state shall approve and process claims for reimbursement of travel  
14 related expenses under this paragraph based upon the written affirmation of the speaker  
15 of the house of representatives, the president pro tempore of the senate, or the executive  
16 director of the legislative services agency that those claims comply with the travel  
17 policies and procedures adopted by the legislative council. If the funds appropriated  
18 for the house and senate expenses and legislative salaries are insufficient to pay all  
19 the necessary expenses incurred, including the cost of printing the journals of the  
20 house and senate, there is appropriated such further sums as may be necessary to pay  
21 such expenses.

22

23	<b>LEGISLATORS' SUBSISTENCE</b>		
24	<b>LEGISLATORS' EXPENSES - HOUSE</b>		
25	Total Operating Expense	2,524,980	2,620,929
26	<b>LEGISLATORS' EXPENSES - SENATE</b>		
27	Total Operating Expense	1,015,872	1,015,872

28

29 Each member of the general assembly is entitled to a subsistence allowance of forty  
30 percent (40%) of the maximum daily amount allowable to employees of the executive  
31 branch of the federal government for subsistence expenses while away from home in  
32 travel status in the Indianapolis area for:  
33 (1) each day that the general assembly is not convened in regular or special session;  
34 and  
35 (2) each day after the first session day held in November and before the first session  
36 day held in January.

37

38 However, the subsistence allowance under subdivision (2) may not be paid with respect  
39 to any day after the first session day held in November and before the first session  
40 day held in January with respect to which all members of the general assembly are  
41 entitled to a legislative business per diem.

42

43 The subsistence allowance is payable from the appropriations for legislators' subsistence.

44

45 The officers of the senate are entitled to the following amounts annually in addition  
46 to the subsistence allowance: president pro tempore, \$7,000; assistant president  
47 pro tempore, \$3,000; majority floor leader, \$5,500; assistant majority floor leaders,  
48 \$3,500; majority floor leader emeritus, \$1,500; majority caucus chair, \$5,500;  
49 assistant majority caucus chairs, \$1,500; appropriations committee chair, \$5,500;

1 tax and fiscal policy committee chair, \$5,500; appropriations committee ranking  
2 majority member, \$2,000; tax and fiscal policy committee ranking majority member,  
3 \$2,000; majority whip, \$4,000; assistant majority whip, \$2,000; minority floor leader,  
4 \$6,000; minority leader emeritus, \$1,500; minority caucus chair, \$5,000; minority  
5 assistant floor leader, \$5,000; appropriations committee ranking minority member,  
6 \$2,000; tax and fiscal policy committee ranking minority member, \$2,000; minority  
7 whip(s), \$2,000; assistant minority caucus chair(s), \$1,000; agriculture and natural  
8 resources committee chair, \$1,000; public policy committee chair, \$1,000; corrections,  
9 criminal, and civil matters committee chair, \$1,000; education and career development  
10 chair, \$1,000; elections committee chair, \$1,000; energy and environmental affairs  
11 committee chair, \$1,000; pensions and labor committee chair, \$1,000; health and  
12 provider services committee chair, \$1,000; homeland security, transportation, and  
13 veterans affairs committee chair, \$1,000; insurance and financial institutions committee  
14 chair, \$1,000; judiciary committee chair, \$1,000; local government committee chair,  
15 \$1,000; utilities and technology committee chair, \$1,000; commerce and economic  
16 development committee chair, \$1,000; appointments and claims committee chair, \$1,000;  
17 and ethics committee chair, \$1,000. If an officer fills more than one (1) leadership  
18 position, the officer shall be paid for the higher paid position.

19  
20 Officers of the house of representatives are entitled to the following amounts annually  
21 in addition to the subsistence allowance: speaker of the house, \$6,500; speaker pro  
22 tempore, \$5,000; deputy speaker pro tempore, \$1,500; majority leader, \$5,000; majority  
23 caucus chair, \$5,000; assistant majority caucus chair, \$1,000; ways and means committee  
24 chair, \$5,000; ways and means committee ranking majority member, \$3,000; ways and  
25 means committee, chairman of the education subcommittee, \$1,500; speaker pro tempore  
26 emeritus, \$1,500; budget subcommittee chair, \$3,000; majority whip, \$3,500; assistant  
27 majority whip, \$1,000; assistant majority leader, \$1,000; minority leader, \$5,500;  
28 minority caucus chair, \$4,500; ways and means committee ranking minority member,  
29 \$3,500; minority whip, \$2,500; assistant minority leader, \$4,500; second assistant  
30 minority leader, \$1,500; and deputy assistant minority leader, \$1,000.

31  
32 If the senate or house of representatives eliminates a committee or officer referenced  
33 in this SECTION and replaces the committee or officer with a new committee or position,  
34 the foregoing appropriations for subsistence shall be used to pay for the new committee  
35 or officer. However, this does not permit any additional amounts to be paid under this  
36 SECTION for a replacement committee or officer than would have been spent for the  
37 eliminated committee or officer. If the senate or house of representatives creates a  
38 new, additional committee or officer, or assigns additional duties to an existing officer,  
39 the foregoing appropriations for subsistence shall be used to pay for the new committee  
40 or officer, or to adjust the annual payments made to the existing officer, in amounts  
41 determined by the legislative council.

42  
43 If the funds appropriated for legislators' subsistence are insufficient to pay all the  
44 subsistence incurred, there are hereby appropriated such further sums as may be  
45 necessary to pay such subsistence.

46  
47 **FOR THE LEGISLATIVE COUNCIL AND THE LEGISLATIVE SERVICES AGENCY**  
48 **Total Operating Expense**                      **15,344,725**                      **14,876,325**  
49 **LEGISLATOR AND LAY MEMBER TRAVEL**

<b>1</b>	<b>Total Operating Expense</b>	<b>775,000</b>	<b>775,000</b>	
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**2**  
**3** **Included in the above appropriations for the legislative council and legislative services**  
**4** **agency expenses are funds for usual and customary expenses associated with legislative**  
**5** **services.**

**6**  
**7** **If the funds above appropriated for the legislative council and the legislative services**  
**8** **agency and for legislator and lay member travel are insufficient to pay all the necessary**  
**9** **expenses incurred, there are hereby appropriated such further sums as may be necessary**  
**10** **to pay those expenses.**

**11**  
**12** **Any person other than a member of the general assembly who is appointed by the governor,**  
**13** **speaker of the house, president or president pro tempore of the senate, house or senate**  
**14** **minority floor leader, or legislative council to serve on any research, study, or survey**  
**15** **committee or commission is entitled, when authorized by the legislative council, to a**  
**16** **per diem instead of subsistence of \$75 per day during the 2013-2015 biennium. In**  
**17** **addition to the per diem, such a person is entitled to mileage reimbursement, at the**  
**18** **rate specified for members of the general assembly, for each mile necessarily traveled**  
**19** **from the person's usual place of residence to the state capitol or other in-state site**  
**20** **of the committee, commission, or conference. However, reimbursement for any out-of-state**  
**21** **travel expenses claimed by lay members serving on research, study, or survey committees**  
**22** **or commissions under the jurisdiction of the legislative council shall be based**  
**23** **on SECTION 14 of this act, until the legislative council applies those travel policies**  
**24** **and procedures that govern legislators and their staffs to such lay members as authorized**  
**25** **elsewhere in this SECTION. The allowance and reimbursement permitted in this paragraph**  
**26** **shall be paid from the legislative council appropriations for legislative and lay member**  
**27** **travel unless otherwise provided for by a specific appropriation.**

**28**  
**29** **Included in the above appropriations for the legislative council and legislative**  
**30** **services agency are funds for the printing and distribution of documents**  
**31** **published by the legislative council. These documents include journals, bills,**  
**32** **resolutions, enrolled documents, the acts of the first and second regular sessions**  
**33** **of the 118th general assembly, the supplements to the Indiana Code for fiscal years**  
**34** **2013-2014 and 2014-2015, and the publication of the Indiana Administrative Code**  
**35** **and the Indiana Register. Upon completion of the distribution of the Acts and the**  
**36** **supplements to the Indiana Code, as provided in IC 2-6-1.5, remaining copies may**  
**37** **be sold at a price or prices periodically determined by the legislative council. If**  
**38** **the above appropriations for the printing and distribution of documents published**  
**39** **by the legislative council are insufficient to pay all of the necessary expenses**  
**40** **incurred, there are hereby appropriated such sums as may be necessary to pay such**  
**41** **expenses.**

<b>42</b>	<b>LEGISLATIVE COUNCIL CONTINGENCY FUND</b>			
<b>43</b>	<b>Total Operating Expense</b>			
<b>44</b>				<b>226,125</b>

**45**  
**46** **Disbursements from the fund may be made only for purposes approved by**  
**47** **the chairman and vice chairman of the legislative council.**

**48**  
**49** **The legislative services agency shall charge the following fees, unless the**



1 legislative council sets these or other fees at different rates:

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Annual subscription to the session document service for sessions ending in odd-numbered years: \$900

Annual subscription to the session document service for sessions ending in even-numbered years: \$500

Per page charge for copies of legislative documents: \$0.15

Annual charge for interim calendar: \$10

Daily charge for the journal of either house: \$2

**COUNCIL OF STATE GOVERNMENTS ANNUAL DUES**

Other Operating Expense	167,863	174,578
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**NATIONAL CONFERENCE OF STATE LEGISLATURES ANNUAL DUES**

Other Operating Expense	209,737	209,737
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**NATIONAL CONFERENCE OF INSURANCE LEGISLATORS ANNUAL DUES**

Other Operating Expense	10,000	10,000
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**FOR THE INDIANA LOBBY REGISTRATION COMMISSION**

Total Operating Expense	271,910	271,910
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**FOR THE INDIANA PUBLIC RETIREMENT SYSTEM  
LEGISLATORS' RETIREMENT FUND**

Other Operating Expense	138,300	130,900
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**B. JUDICIAL**

**FOR THE SUPREME COURT**

Personal Services	8,487,862	8,579,000
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Other Operating Expense	2,047,014	2,047,014
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The above appropriation for the supreme court personal services includes the subsistence allowance as provided by IC 33-38-5-8.

**LOCAL JUDGES' SALARIES**

Personal Services	60,257,741	61,698,075
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Other Operating Expense	235,333	235,333
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**COUNTY PROSECUTORS' SALARIES**

Personal Services	28,384,601	29,031,801
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The above appropriations for county prosecutors' salaries represent the amounts authorized by IC 33-39-6-5 and that are to be paid from the state general fund.

In addition to the appropriations for local judges' salaries and for county prosecutors' salaries, there are hereby appropriated for personal services the amounts that the state is required to pay for salary changes or for additional courts created by the 117th

1 general assembly.

2

3 TRIAL COURT OPERATIONS

4 Total Operating Expense	596,075	596,075
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5 INDIANA CONFERENCE FOR LEGAL EDUCATION OPPORTUNITY

6 Total Operating Expense	778,750	778,750
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7

8 The above funds are appropriated to the division of state court administration in  
9 compliance with the provisions of IC 33-24-13-7.

10

11 PUBLIC DEFENDER COMMISSION

12 Total Operating Expense	12,850,000	12,850,000
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13

14 The above appropriation is made in addition to the distribution authorized by  
15 IC 33-37-7-9(c) for the purpose of reimbursing counties for indigent defense services  
16 provided to a defendant. The division of state court administration of the supreme  
17 court of Indiana shall provide staff support to the commission and shall administer  
18 the public defense fund. The administrative costs may come from the public defense  
19 fund. Any balance in the public defense fund is appropriated to the public defender  
20 commission.

21

22 GUARDIAN AD LITEM

23 Total Operating Expense	2,970,248	2,970,248
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24

25 The division of state court administration shall use the foregoing appropriation  
26 to administer an office of guardian ad litem and court appointed special advocate  
27 services and to provide matching funds to counties that are required to implement,  
28 in courts with juvenile jurisdiction, a guardian ad litem and court appointed special  
29 advocate program for children who are alleged to be victims of child abuse or neglect  
30 under IC 31-33 and to administer the program. A county may use these matching funds  
31 to supplement amounts collected as fees under IC 31-40-3 to be used for the operation  
32 of guardian ad litem and court appointed special advocate programs. The county fiscal  
33 body shall appropriate adequate funds for the county to be eligible for these matching  
34 funds. In each fiscal year, the office of guardian ad litem shall set aside at least  
35 thirty thousand dollars (\$30,000) from the foregoing appropriation to provide older  
36 youth foster care.

37

38 CIVIL LEGAL AID

39 Total Operating Expense	1,500,000	1,500,000
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40

41 The above funds include the appropriation provided in IC 33-24-12-7.

42

43 SPECIAL JUDGES - COUNTY COURTS

44 Total Operating Expense	149,000	149,000
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45

46 If the funds appropriated above for special judges of county courts are insufficient  
47 to pay all of the necessary expenses that the state is required to pay under IC 34-35-1-4,  
48 there are hereby appropriated such further sums as may be necessary to pay these  
49 expenses.

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**COMMISSION ON RACE AND GENDER FAIRNESS**

<b>Total Operating Expense</b>	<b>380,996</b>	<b>380,996</b>
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**FOR THE COURT OF APPEALS**

Personal Services	9,480,278	9,598,278
Other Operating Expense	1,037,184	1,037,184

The above appropriations for the court of appeals personal services include the subsistence allowance provided by IC 33-38-5-8.

**FOR THE TAX COURT**

Personal Services	560,999	568,148
Other Operating Expense	130,732	130,732

**FOR THE JUDICIAL CENTER**

Personal Services	1,900,854	1,932,041
Other Operating Expense	1,030,670	1,030,670

The above appropriations for the judicial center include the appropriations for the judicial conference.

**DRUG AND ALCOHOL PROGRAMS FUND**

<b>Total Operating Expense</b>	<b>100,000</b>	<b>100,000</b>
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The above funds are appropriated notwithstanding the distribution under IC 33-37-7-9 for the purpose of administering, certifying, and supporting alcohol and drug services programs under IC 12-23-14. However, if additional funds are needed to carry out the purpose of the program, existing revenues in the fund may be allotted.

**INTERSTATE COMPACT FOR ADULT OFFENDER SUPERVISION**

<b>Total Operating Expense</b>	<b>224,561</b>	<b>227,098</b>
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**FOR THE PUBLIC DEFENDER**

Personal Services	5,873,603	5,968,399
Other Operating Expense	973,837	973,837

**FOR THE PUBLIC DEFENDER COUNCIL**

Personal Services	928,440	929,036
Other Operating Expense	455,536	455,536

**FOR THE PROSECUTING ATTORNEYS' COUNCIL**

Personal Services	623,536	623,536
Other Operating Expense	591,740	591,740

**DRUG PROSECUTION**

Drug Prosecution Fund (IC 33-39-8-6)

<b>Total Operating Expense</b>	<b>128,176</b>	<b>128,176</b>
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Augmentation allowed.

	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
1	<b>FOR THE INDIANA PUBLIC RETIREMENT SYSTEM</b>		
2	<b>JUDGES' RETIREMENT FUND</b>		
3	Other Operating Expense	13,742,116	13,867,416
4	<b>PROSECUTORS' RETIREMENT FUND</b>		
5	Other Operating Expense	1,173,800	1,062,800
6			
7	<b>C. EXECUTIVE</b>		
8			
9	<b>FOR THE GOVERNOR'S OFFICE</b>		
10	Personal Services	1,845,816	1,845,816
11	Other Operating Expense	80,781	80,781
12	<b>GOVERNOR'S RESIDENCE</b>		
13	Total Operating Expense	114,575	114,575
14	<b>GOVERNOR'S CONTINGENCY FUND</b>		
15	Total Operating Expense		10,524
16			
17	Direct disbursements from the above contingency fund are not subject to the provisions		
18	of IC 5-22.		
19			
20	<b>GOVERNOR'S FELLOWSHIP PROGRAM</b>		
21	Total Operating Expense	106,335	106,335
22			
23	<b>FOR THE WASHINGTON LIAISON OFFICE</b>		
24	Total Operating Expense	55,198	55,198
25			
26	<b>FOR THE LIEUTENANT GOVERNOR</b>		
27	Personal Services	1,445,551	1,445,551
28	Other Operating Expense	1,128,903	1,180,985
29	<b>CONTINGENCY FUND</b>		
30	Total Operating Expense		10,214
31			
32	Direct disbursements from the above contingency fund are not subject to the provisions		
33	of IC 5-22.		
34			
35	<b>FOR THE SECRETARY OF STATE</b>		
36	<b>ADMINISTRATION</b>		
37	Personal Services	3,524,359	3,524,359
38	Other Operating Expense	1,140,522	1,140,522
39			
40	<b>FOR THE ATTORNEY GENERAL</b>		
41	<b>ATTORNEY GENERAL</b>		
42	From the General Fund		
43		13,520,645	13,520,645
44	From the Homeowner Protection Unit (IC 4-6-12-9)		
45		435,018	435,018
46	Augmentation allowed.		
47	From the Medicaid Fraud Control Unit Fund (IC 4-6-10)		
48		670,325	670,325
49	Augmentation allowed.		

1	<b>From the Unclaimed Property Litigation</b>		
2		116,000	116,000
3	Augmentation allowed.		
4	<b>From the Consumer Fees and Settlements Fund</b>		
5		1,396,934	1,396,934
6	Augmentation allowed.		
7	<b>From the Real Estate Appraiser Investigative Fund (IC 25-34.1-8-7.5)</b>		
8		148,044	148,044
9	Augmentation allowed.		
10	<b>From the Telephone Solicitation Fund (IC 24-4.7-3-6)</b>		
11		107,250	107,250
12	Augmentation allowed.		
13	<b>From the Non-Consumer Settlements Fund</b>		
14		628,015	628,015
15	Augmentation allowed.		
16	<b>From the Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
17		728,769	728,769
18	Augmentation allowed.		
19	<b>From the Abandoned Property Fund (IC 32-34-1-33)</b>		
20		390,662	390,662
21	Augmentation allowed.		

22  
23 **The amounts specified from the general fund, homeowner protection unit, Medicaid**  
24 **fraud control unit fund, unclaimed property litigation, consumer fees and settlements**  
25 **fund, real estate appraiser investigative fund, telephone solicitation fund, non-consumer**  
26 **settlements fund, tobacco master settlement agreement fund, and abandoned property**  
27 **fund are for the following purposes:**

28			
29	Personal Services	16,854,503	16,854,503
30	Other Operating Expense	1,287,159	1,287,159
31			
32	<b>HOMEOWNER PROTECTION UNIT</b>		
33	Homeowner Protection Unit Account (IC 4-6-12-9)		
34	Total Operating Expense	2,187,094	2,187,094
35	<b>MEDICAID FRAUD UNIT</b>		
36	Total Operating Expense	829,789	829,789
37			

38 **The above appropriations to the Medicaid fraud unit are the state's matching share**  
39 **of funding for the state Medicaid fraud control unit under IC 4-6-10 as prescribed**  
40 **by 42 U.S.C. 1396b(q). Augmentation allowed from collections.**

41			
42	<b>UNCLAIMED PROPERTY</b>		
43	Abandoned Property Fund (IC 32-34-1-33)		
44	Personal Services	1,254,247	1,254,247
45	Other Operating Expense	3,828,922	3,828,922
46	Augmentation allowed.		

47  
48 **D. FINANCIAL MANAGEMENT**  
49

	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	<b>FOR THE AUDITOR OF STATE</b>		
2	<b>Personal Services</b>	<b>4,127,418</b>	<b>4,127,418</b>
3	<b>Other Operating Expense</b>	<b>1,097,319</b>	<b>1,092,419</b>
4	<b>GOVERNORS' AND GOVERNORS' SURVIVING SPOUSES' PENSIONS</b>		
5	<b>Total Operating Expense</b>	<b>161,948</b>	<b>161,948</b>
6			
7	The above appropriations for governors' and governors' surviving spouses' pensions		
8	are made under IC 4-3-3.		
9			
10	<b>FOR THE STATE BOARD OF ACCOUNTS</b>		
11	<b>Personal Services</b>	<b>17,918,941</b>	<b>17,918,941</b>
12	<b>Other Operating Expense</b>	<b>353,348</b>	<b>353,348</b>
13			
14	<b>FOR THE STATE BUDGET COMMITTEE</b>		
15	<b>Total Operating Expense</b>	<b>44,627</b>	<b>44,627</b>
16			
17	Notwithstanding IC 4-12-1-11(b), the salary per diem of the legislative members of		
18	the budget committee is an amount equal to one hundred fifty percent (150%) of the		
19	legislative business per diem allowance. If the above appropriations are insufficient		
20	to carry out the necessary operations of the budget committee, there are hereby		
21	appropriated such further sums as may be necessary.		
22			
23	<b>FOR THE OFFICE OF MANAGEMENT AND BUDGET</b>		
24	<b>Personal Services</b>	<b>795,059</b>	<b>795,059</b>
25	<b>Other Operating Expense</b>	<b>155,855</b>	<b>155,855</b>
26			
27	<b>FOR THE STATE BUDGET AGENCY</b>		
28	<b>Personal Services</b>	<b>2,529,200</b>	<b>2,529,200</b>
29	<b>Other Operating Expense</b>	<b>247,828</b>	<b>247,828</b>
30			
31	<b>DEPARTMENTAL AND INSTITUTIONAL EMERGENCY CONTINGENCY FUND</b>		
32	<b>Total Operating Expense</b>		<b>2,000,000</b>
33			
34	The foregoing departmental and institutional emergency contingency fund appropriation		
35	is subject to allotment to departments, institutions, and all state agencies by the budget		
36	agency with the approval of the governor. These allocations may be made upon written		
37	request of proper officials, showing that contingencies exist that require additional		
38	funds for meeting necessary expenses. The budget committee shall be advised of each		
39	transfer request and allotment.		
40			
41	<b>OUTSIDE BILL CONTINGENCY</b>		
42	<b>Total Operating Expense</b>		<b>2</b>
43			
44	<b>PERSONAL SERVICESFRINGE BENEFITS CONTINGENCY FUND</b>		
45	<b>Total Operating Expense</b>		<b>89,000,000</b>
46			
47	The foregoing personal services/fringe benefits contingency fund appropriation is		
48	subject to allotment to departments, institutions, and all state agencies by the budget		
49	agency with the approval of the governor.		

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The foregoing personal services/fringe benefits contingency fund appropriation may be used only for salary increases, fringe benefit increases, an employee leave conversion program, or a state retiree health program for state employees and may not be used for any other purpose.

The foregoing personal services/fringe benefits contingency fund appropriation does not revert at the end of the biennium but remains in the personal services/fringe benefits contingency fund.

**RETIREE HEALTH BENEFIT TRUST FUND**

Retiree Health Benefit Trust Fund (IC 5-10-8-8.5)

Total Operating Expense

48,720,750

Augmentation Allowed.

The foregoing appropriation for the retiree health plan:

- (1) is to fund employer contributions and benefits provided under IC 5-10-8.5;
- (2) does not revert at the end of any state fiscal year but remains available for the purposes of the appropriation in subsequent state fiscal years; and
- (3) is not subject to transfer to any other fund or to transfer, assignment, or reassignment for any other use or purpose by the state board of finance notwithstanding IC 4-9.1-1-7 and IC 4-13-2-23 or by the budget agency notwithstanding IC 4-12-1-12 or any other law.

The budget agency may transfer appropriations from federal or dedicated funds to the trust fund to accrue funds to pay benefits to employees that are not paid from the general fund.

**COMPREHENSIVE HEALTH INSURANCE ASSOCIATION STATE SHARE**

Total Operating Expense

38,250,000

Augmentation Allowed.

**SCHOOL AND LIBRARY INTERNET CONNECTION (IC 4-34-3-2)**

Build Indiana Fund (IC 4-30-17)

Total Operating Expense

2,625,000

2,625,000

Of the foregoing appropriations, \$1,800,000 each year shall be used for schools under IC 4-34-3-4, and \$824,500 each year shall be used for libraries under IC 4-34-3-2.

**INSPIRE (IC 4-34-3-2)**

Build Indiana Fund (IC 4-30-17)

Other Operating Expense

2,764,500

**FOR THE INDIANA PUBLIC RETIREMENT SYSTEM**

**PUBLIC SAFETY PENSION**

Total Operating Expense

145,000,000

175,000,000

Augmentation Allowed.

**FOR THE TREASURER OF STATE**

1	<b>Personal Services</b>	<b>806,962</b>	<b>806,962</b>
2	<b>Other Operating Expense</b>	<b>31,133</b>	<b>31,133</b>

3  
4 **The treasurer of state, the board for depositories, the Indiana commission for higher**  
5 **education, and the state student assistance commission shall cooperate and provide**  
6 **to the Indiana education savings authority the following:**

- 7 (1) **Clerical and professional staff and related support.**
- 8 (2) **Office space and services.**
- 9 (3) **Reasonable financial support for the development of rules, policies,**
- 10 **programs, and guidelines, including authority operations and travel.**

11  
12 **E. TAX ADMINISTRATION**

13  
14 **FOR THE DEPARTMENT OF REVENUE**  
15 **COLLECTION AND ADMINISTRATION**

16	<b>From the General Fund</b>		
17		<b>53,799,558</b>	<b>52,030,148</b>
18	<b>From the Motor Carrier Regulation Fund (IC 8-2.1-23)</b>		
19		<b>752,284</b>	<b>752,284</b>
20	<b>From the Motor Vehicle Highway Account (IC 8-14-1)</b>		
21		<b>1,471,815</b>	<b>1,471,815</b>
22	<b>Augmentation allowed from the Motor Carrier Regulation Fund and the Motor</b>		
23	<b>Vehicle Highway Account.</b>		

24  
25 **The amounts specified from the General Fund, Motor Carrier Regulation Fund,**  
26 **and the Motor Vehicle Highway Account are for the following purposes:**

28	<b>Personal Services</b>	<b>39,657,137</b>	<b>39,657,137</b>
29	<b>Other Operating Expense</b>	<b>16,366,520</b>	<b>14,597,110</b>

30  
31 **With the approval of the governor and the budget agency, the department shall annually**  
32 **reimburse the state general fund for expenses incurred in support of the collection of**  
33 **dedicated fund revenue according to the department's cost allocation plan.**

34  
35 **With the approval of the governor and the budget agency, the foregoing sums for the**  
36 **department of state revenue may be augmented to an amount not exceeding in total,**  
37 **together with the above specific amounts, one and one-tenth percent (1.1%) of the**  
38 **amount of money collected by the department of state revenue from taxes and fees.**

40	<b>OUTSIDE COLLECTIONS</b>		
41	<b>Total Operating Expense</b>	<b>5,200,000</b>	<b>5,200,000</b>

42  
43 **With the approval of the governor and the budget agency, the foregoing sums for the**  
44 **department of state revenue's outside collections may be augmented to an amount not**  
45 **exceeding in total, together with the above specific amounts, one and one-tenth percent**  
46 **(1.1%) of the amount of money collected by the department from taxes and fees.**

47  
48 **MOTOR CARRIER REGULATION**  
49 **Motor Carrier Regulation Fund (IC 8-2.1-23)**



	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	Personal Services	1,914,852	1,914,852
2	Other Operating Expense	2,296,443	2,296,443
3	Augmentation allowed from the Motor Carrier Regulation Fund.		
4			
5	<b>MOTOR FUEL TAX DIVISION</b>		
6	Motor Vehicle Highway Account (IC 8-14-1)		
7	Personal Services	7,181,428	7,181,428
8	Other Operating Expense	1,029,675	1,029,675
9	Augmentation allowed from the Motor Vehicle Highway Account.		
10			
11	In addition to the foregoing appropriations, there is hereby appropriated to the		
12	department of revenue motor fuel tax division an amount sufficient to pay claims		
13	for refunds on license-fee-exempt motor vehicle fuel as provided by law. The sums		
14	above appropriated from the motor vehicle highway account for the operation of the		
15	motor fuel tax division, together with all refunds for license-fee-exempt motor vehicle		
16	fuel, shall be paid from the receipts of those license fees before they are distributed		
17	as provided by IC 6-6-1.1.		
18			
19	<b>FOR THE INDIANA GAMING COMMISSION</b>		
20	From the State Gaming Fund (IC 4-33-13-3)		
21	2,770,402	2,770,402	
22	From the Gaming Investigations Fund		
23	600,000	600,000	
24			
25	The amounts specified from the state gaming fund and gaming investigations fund		
26	are for the following purposes:		
27			
28	Personal Services	2,939,399	2,939,399
29	Other Operating Expense	431,003	431,003
30			
31	The foregoing appropriations to the Indiana gaming commission are made from revenues		
32	accruing to the state gaming fund under IC 4-33-13-3 before any distribution is made		
33	under IC 4-33-13-5.		
34	Augmentation allowed.		
35			
36	The foregoing appropriations to the Indiana gaming commission are made instead of		
37	the appropriation made in IC 4-33-13-4.		
38			
39	<b>FOR THE INDIANA HORSE RACING COMMISSION</b>		
40	Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)		
41	Personal Services	1,661,508	1,661,508
42	Other Operating Expense	282,499	282,499
43			
44	The foregoing appropriations to the Indiana horse racing commission are made from		
45	revenues accruing to the Indiana horse racing commission before any distribution		
46	is made under IC 4-31-9.		
47	Augmentation allowed.		
48			
49	<b>STANDARD BRED ADVISORY BOARD</b>		

	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
1	<b>Standardbred Horse Fund (IC 15-19-2-10)</b>		
2	<b>Total Operating Expense</b>		
3	193,500	193,500	
4	The foregoing appropriations to the standardbred advisory board are made from		
5	revenues accruing to the Indiana horse racing commission before any distribution		
6	is made under IC 4-31-9.		
7	Augmentation allowed.		
8			
9	<b>STANDARDBRED BREED DEVELOPMENT</b>		
10	<b>Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)</b>		
11	<b>Total Operating Expense</b>		
12	12,036,162	11,936,631	
13	Augmentation allowed.		
14	<b>THOROUGHBRED BREED DEVELOPMENT</b>		
15	<b>Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)</b>		
16	<b>Total Operating Expense</b>		
17	10,028,930	9,949,305	
18	Augmentation allowed.		
19	<b>QUARTER HORSE BREED DEVELOPMENT</b>		
20	<b>Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)</b>		
21	<b>Total Operating Expense</b>		
22	1,308,121	1,297,735	
23	Augmentation allowed.		
24	<b>FINGERPRINT FEES</b>		
25	<b>Indiana Horse Racing Commission Operating Fund (IC 4-31-10-2)</b>		
26	<b>Total Operating Expense</b>		
27	20,000	20,000	
28	Augmentation allowed.		
29	<b>GAMING INTEGRITY FUND - IHRC</b>		
30	<b>Gaming Integrity Fund - IHRC (IC 4-35-8.7-3)</b>		
31	<b>Total Operating Expense</b>		
32	1,000,000	1,000,000	
33	Augmentation allowed.		
34	<b>FOR THE DEPARTMENT OF LOCAL GOVERNMENT FINANCE</b>		
35	<b>Personal Services</b>		
36	3,242,000	3,242,000	
37	<b>Other Operating Expense</b>		
38	503,505	503,505	
39	<b>FOR THE INDIANA BOARD OF TAX REVIEW</b>		
40	<b>Personal Services</b>		
41	1,086,678	1,086,678	
42	<b>Other Operating Expense</b>		
43	69,700	69,700	
44	<b>F. ADMINISTRATION</b>		
45	<b>FOR THE DEPARTMENT OF ADMINISTRATION</b>		
46	<b>Personal Services</b>		
47	8,650,620	8,650,620	
48	<b>Other Operating Expense</b>		
49	15,403,847	15,403,847	
	<b>BICENTENNIAL COMMISSION</b>		
	<b>Total Operating Expense</b>		
	242,450	242,450	
	<b>FOR THE STATE PERSONNEL DEPARTMENT</b>		
	<b>Personal Services</b>		
	2,876,769	2,876,769	
	<b>Other Operating Expense</b>		
	195,224	195,224	

	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
1	<b>FOR THE STATE EMPLOYEES' APPEALS COMMISSION</b>		
2	Personal Services	120,885	120,885
3	Other Operating Expense	19,135	19,135
4			
5	<b>FOR THE OFFICE OF TECHNOLOGY</b>		
6	Pay Phone Fund		
7	Total Operating Expense	1,600,000	1,600,000
8	Augmentation allowed.		
9			
10	The pay phone fund is established for the procurement of hardware, software, and		
11	related equipment and services needed to expand and enhance the state campus backbone		
12	and other central information technology initiatives. Such procurements may include,		
13	but are not limited to, wiring and rewiring of state offices, Internet services, video		
14	conferencing, telecommunications, application software, and related services.		
15	Notwithstanding IC 5-22-23-5, the fund consists of the net proceeds received from		
16	contracts with companies providing phone services at state institutions and other		
17	state properties. The fund shall be administered by the budget agency. Money in		
18	the fund may be spent by the office in compliance with a plan approved by the budget		
19	agency. Any money remaining in the fund at the end of any fiscal year does not revert		
20	to the general fund or any other fund but remains in the pay phone fund.		
21			
22	<b>FOR THE COMMISSION ON PUBLIC RECORDS</b>		
23	Personal Services	1,433,464	1,433,464
24	Other Operating Expense	94,941	94,941
25			
26	<b>FOR THE OFFICE OF THE PUBLIC ACCESS COUNSELOR</b>		
27	Personal Services	123,079	123,079
28	Other Operating Expense	11,353	11,353
29			
30	<b>FOR THE OFFICE OF STATE-BASED INITIATIVES</b>		
31	Total Operating Expense	88,984	88,984
32			
33	<b>G. OTHER</b>		
34			
35	<b>FOR THE COMMISSION ON UNIFORM STATE LAWS</b>		
36	Total Operating Expense	74,276	74,276
37			
38	<b>FOR THE OFFICE OF INSPECTOR GENERAL</b>		
39	Personal Services	1,079,259	1,079,259
40	Other Operating Expense	110,096	110,096
41	<b>STATE ETHICS COMMISSION</b>		
42	Other Operating Expense	6,111	6,111
43			
44	<b>FOR THE SECRETARY OF STATE</b>		
45	<b>ELECTION DIVISION</b>		
46	Personal Services	770,126	770,126
47	Other Operating Expense	127,625	127,625
48	<b>VOTER LIST MAINTENANCE</b>		
49	Total Operating Expense	1,000,000	1,000,000

1  
2 **The above appropriation includes state HAVA matching funds.**

3  
4 **H. COMMUNITY SERVICES**

5  
6 **FOR THE GOVERNOR'S OFFICE OF FAITH BASED AND COMMUNITY INITIATIVES**

7 <b>Personal Services</b>	209,042	209,042
8 <b>Other Operating Expense</b>	37,927	37,927

9  
10 **SECTION 4. [EFFECTIVE JULY 1, 2013]**

11  
12 **PUBLIC SAFETY**

13  
14 **A. CORRECTION**

15  
16 **FOR THE DEPARTMENT OF CORRECTION**

17 <b>CENTRAL OFFICE</b>		
18 <b>Personal Services</b>	9,264,440	9,264,440
19 <b>Other Operating Expense</b>	9,410,000	9,410,000
20 <b>ESCAPEE COUNSEL AND TRIAL EXPENSE</b>		
21 <b>Other Operating Expense</b>	284,489	284,489
22 <b>COUNTY JAIL MISDEMEANANT HOUSING</b>		
23 <b>Total Operating Expense</b>	4,281,071	4,281,071
24 <b>ADULT CONTRACT BEDS</b>		
25 <b>Total Operating Expense</b>	5,567,488	5,567,488
26 <b>STAFF DEVELOPMENT AND TRAINING</b>		
27 <b>Personal Services</b>	1,052,385	1,052,385
28 <b>Other Operating Expense</b>	76,000	76,000
29 <b>PAROLE DIVISION</b>		
30 <b>Personal Services</b>	8,743,725	8,743,725
31 <b>Other Operating Expense</b>	758,799	758,799
32 <b>PAROLE BOARD</b>		
33 <b>Personal Services</b>	745,531	745,531
34 <b>Other Operating Expense</b>	6,675	6,675
35 <b>INFORMATION MANAGEMENT SERVICES</b>		
36 <b>Personal Services</b>	823,624	823,624
37 <b>Other Operating Expense</b>	285,302	285,302
38 <b>JUVENILE TRANSITION</b>		
39 <b>Personal Services</b>	473,973	473,973
40 <b>Other Operating Expense</b>	2,356,291	2,356,291
41 <b>COMMUNITY CORRECTIONS PROGRAMS</b>		
42 <b>Total Operating Expense</b>	43,262,752	43,262,752

43  
44 **The above appropriation for community corrections programs is not subject to transfer**  
45 **to any other fund or to transfer, assignment, or reassignment for any other use or**  
46 **purpose by the state board of finance notwithstanding IC 4-9.1-1-7 and IC 4-13-2-23**  
47 **or by the budget agency notwithstanding IC 4-12-1-12 or any other law.**

48  
49 **Notwithstanding IC 4-13-2-19 and any other law, the above appropriation for community**

1 corrections programs does not revert to the general fund or another fund at the close  
 2 of a state fiscal year but remains available in subsequent state fiscal years for the  
 3 purposes of the appropriation.  
 4

5 **DRUG PREVENTION AND OFFENDER TRANSITION**

6 <b>Total Operating Expense</b>	116,594	116,594
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7  
 8 The above appropriation shall be used for minimum security release programs, transition  
 9 programs, mentoring programs, and supervision of and assistance to adult and juvenile  
 10 offenders to promote the successful integration of the offender into the community.  
 11

12 **YOUTH SERVICES TRANSITIONAL PROGRAM**

13 Youth Services Transitional Services Fund (IC 11-10-2-11)

14 <b>Total Operating Expense</b>	1	1
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15 Augmentation allowed.

16 **CENTRAL EMERGENCY RESPONSE**

17 <b>Personal Services</b>	696,560	696,560
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18 <b>Other Operating Expense</b>	123,700	123,700
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19 **MEDICAL SERVICES**

20 <b>Other Operating Expense</b>	71,341,280	75,432,096
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21  
 22 The above appropriations for medical services shall be used only for services that  
 23 are determined to be medically necessary.  
 24

25 **DRUG ABUSE PREVENTION**

26 Drug Abuse Fund (IC 11-8-2-11)

27 <b>Total Operating Expense</b>	150,000	150,000
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28 Augmentation allowed.

29 **COUNTY JAIL MAINTENANCE CONTINGENCY FUND**

30 <b>Other Operating Expense</b>	18,448,831	18,448,831
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31  
 32 Disbursements from the fund shall be made for the purpose of reimbursing sheriffs  
 33 for the cost of incarcerating in county jails persons convicted of felonies to the  
 34 extent that such persons are incarcerated for more than five (5) days after the  
 35 day of sentencing or the date upon which the department of correction receives the  
 36 abstract of judgment and sentencing order, whichever occurs later, at a rate to  
 37 be determined by the department of correction and approved by the state budget agency.  
 38 The rate shall be based upon programming provided, and shall be \$35 per day. In  
 39 addition to the per diem, the state shall reimburse the sheriffs for expenses determined  
 40 by the sheriff to be medically necessary medical care to the convicted persons.  
 41 However, if the sheriff or county receives money with respect to a convicted person  
 42 (from a source other than the county), the per diem or medical expense reimbursement  
 43 with respect to the convicted person shall be reduced by the amount received. A  
 44 sheriff shall not be required to comply with IC 35-38-3-4(a) or transport convicted  
 45 persons within five (5) days after the day of sentencing if the department of correction  
 46 does not have the capacity to receive the convicted person.  
 47

48 Augmentation allowed.  
 49

	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
1	<b>FOOD SERVICES</b>		
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	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
1	Other Operating Expense	3,461,082	3,461,082
2	<b>WABASH VALLEY CORRECTIONAL FACILITY</b>		
3	Personal Services	33,709,785	33,709,785
4	Other Operating Expense	4,445,352	4,445,352
5	<b>INDIANAPOLIS RE-ENTRY EDUCATION FACILITY</b>		
6	Personal Services	6,590,847	6,590,847
7	Other Operating Expense	856,709	856,709
8	<b>BRANCHVILLE CORRECTIONAL FACILITY</b>		
9	Personal Services	15,688,713	15,688,713
10	Other Operating Expense	3,200,161	3,200,161
11	<b>WESTVILLE CORRECTIONAL FACILITY</b>		
12	Personal Services	40,863,989	40,863,989
13	Other Operating Expense	5,942,312	5,942,312
14	<b>ROCKVILLE CORRECTIONAL FACILITY FOR WOMEN</b>		
15	Personal Services	12,773,916	12,773,916
16	Other Operating Expense	1,802,976	1,802,976
17	<b>PLAINFIELD CORRECTIONAL FACILITY</b>		
18	Personal Services	19,734,010	19,734,010
19	Other Operating Expense	3,357,476	3,357,476
20	<b>PLAINFIELD STOP (SHORT TERM OFFENDER PLACEMENT)</b>		
21	Personal Services	1,048,655	1,048,655
22	Other Operating Expense	8,047,716	8,047,716
23	<b>RECEPTION AND DIAGNOSTIC CENTER</b>		
24	Personal Services	11,868,483	11,868,483
25	Other Operating Expense	1,377,148	1,377,148
26	<b>MIAMI CORRECTIONAL FACILITY</b>		
27	Personal Services	27,287,195	27,287,195
28	Other Operating Expense	5,022,599	5,022,599
29	<b>NEW CASTLE CORRECTIONAL FACILITY</b>		
30	Other Operating Expense	38,285,030	39,064,507
31	<b>TITLE XX WORK RELEASE - SOUTH BEND WORK RELEASE CENTER</b>		
32	General Fund		
33	Total Operating Expense	1,732,641	1,732,641
34	Work Release - Study Release Special Revenue Fund (IC 11-10-8-6.5)		
35	Total Operating Expense	350,000	350,000
36	Augmentation allowed from Work Release - Study Release Special Revenue Fund.		
37	<b>HENRYVILLE CORRECTIONAL FACILITY</b>		
38	Personal Services	2,260,260	2,260,260
39	Other Operating Expense	265,079	265,079
40	<b>CHAIN O' LAKES CORRECTIONAL FACILITY</b>		
41	Personal Services	1,631,600	1,631,600
42	Other Operating Expense	241,707	241,707
43	<b>MADISON CORRECTIONAL FACILITY</b>		
44	Personal Services	6,393,657	6,393,657
45	Other Operating Expense	1,312,981	1,312,981
46	<b>EDINBURGH CORRECTIONAL FACILITY</b>		
47	Personal Services	3,091,443	3,091,443
48	Other Operating Expense	333,575	333,575
49	<b>NORTH CENTRAL JUVENILE CORRECTIONAL FACILITY</b>		

		<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
		<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	Personal Services	10,010,438	10,010,438	
2	Other Operating Expense	886,769	886,769	
3	<b>CAMP SUMMIT</b>			
4	Personal Services	3,544,995	3,544,995	
5	Other Operating Expense	192,489	192,489	
6	<b>PENDLETON JUVENILE CORRECTIONAL FACILITY</b>			
7	Personal Services	15,063,598	15,063,598	
8	Other Operating Expense	1,319,530	1,319,530	
9	<b>MADISON JUVENILE CORRECTIONAL FACILITY</b>			
10	Personal Services	4,526,784	4,526,784	
11	Other Operating Expense	1,103,480	1,103,480	
12				
13	<b>B. LAW ENFORCEMENT</b>			
14				
15	<b>FOR THE INDIANA STATE POLICE AND MOTOR CARRIER INSPECTION</b>			
16	From the General Fund			
17		44,067,492	44,067,492	
18	From the Motor Vehicle Highway Account (IC 8-14-1)			
19		76,592,973	76,592,973	
20	From the Motor Carrier Regulation Fund (IC 8-2.1-23)			
21		4,246,537	4,246,537	
22	Augmentation allowed from the general fund, the motor vehicle highway account,			
23	and the motor carrier regulation fund.			
24				
25	The amounts specified from the General Fund, the Motor Vehicle Highway Account,			
26	and the Motor Carrier Regulation Fund are for the following purposes:			
27				
28	Personal Services	105,651,160	105,651,160	
29	Other Operating Expense	19,255,842	19,255,842	
30				
31	The above appropriations for personal services and other operating expense include			
32	funds to continue the state police minority recruiting program.			
33				
34	The foregoing appropriations for the Indiana state police and motor carrier inspection			
35	include funds for the police security detail to be provided to the Indiana state fair			
36	board. However, amounts actually expended to provide security for the Indiana state			
37	fair board as determined by the budget agency shall be reimbursed by the Indiana			
38	state fair board to the state general fund.			
39				
40	<b>ISP OPEB CONTRIBUTION</b>			
41	Total Operating Expense	12,712,746	11,290,241	
42	<b>INDIANA INTELLIGENCE FUSION CENTER</b>			
43	Total Operating Expense	799,145	799,145	
44	<b>ODOMETER FRAUD INVESTIGATION</b>			
45	Motor Vehicle Odometer Fund (IC 9-29-1-5)			
46	Total Operating Expense	97,113	97,113	
47	Augmentation allowed.			
48				
49	<b>STATE POLICE TRAINING</b>			



	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	<b>State Police Training Fund (IC 5-2-8-5)</b>		
2		<b>491,600</b>	<b>491,600</b>
3	<b>Total Operating Expense</b>		
4	<b>Augmentation allowed.</b>		
5	<b>FORENSIC AND HEALTH SCIENCES LABORATORIES</b>		
6	<b>From the General Fund</b>		
7	<b>3,586,561</b>	<b>3,586,561</b>	
8	<b>From the Motor Carrier Regulation Fund (IC 8-2.1-23)</b>		
9	<b>345,641</b>	<b>345,641</b>	
10	<b>From the Motor Vehicle Highway Account (IC 8-14-1)</b>		
11	<b>6,233,785</b>	<b>6,233,785</b>	
12	<b>Augmentation allowed from the general fund, the motor vehicle highway account,</b>		
13	<b>and the motor carrier regulation fund.</b>		
14			
15	<b>The amounts specified from the General Fund, the Motor Vehicle Highway Account,</b>		
16	<b>and the Motor Carrier Regulation Fund are for the following purposes:</b>		
17			
18	<b>Personal Services</b>	<b>9,878,300</b>	<b>9,878,300</b>
19	<b>Other Operating Expense</b>	<b>287,687</b>	<b>287,687</b>
20			
21	<b>ENFORCEMENT AID</b>		
22	<b>General Fund</b>		
23	<b>Total Operating Expense</b>	<b>37,380</b>	<b>37,380</b>
24	<b>Motor Vehicle Highway Account (IC 8-14-1)</b>		
25	<b>Total Operating Expense</b>	<b>37,381</b>	<b>37,381</b>
26			
27	<b>The above appropriations for enforcement aid are to meet unforeseen emergencies of a</b>		
28	<b>confidential nature. They are to be expended under the direction of the superintendent</b>		
29	<b>and to be accounted for solely on the superintendent's authority.</b>		
30			
31	<b>PENSION FUND</b>		
32	<b>General Fund</b>		
33	<b>Total Operating Expense</b>	<b>5,304,000</b>	<b>5,109,000</b>
34	<b>Motor Vehicle Highway Account (IC 8-14-1)</b>		
35	<b>Total Operating Expense</b>	<b>5,304,000</b>	<b>5,109,000</b>
36			
37	<b>The above appropriations shall be paid into the state police pension fund provided for</b>		
38	<b>in IC 10-12-2 in twelve (12) equal installments on or before July 30 and on or before</b>		
39	<b>the 30th of each succeeding month thereafter.</b>		
40			
41	<b>BENEFIT FUND</b>		
42	<b>General Fund</b>		
43	<b>Total Operating Expense</b>	<b>2,250,000</b>	<b>2,300,000</b>
44	<b>Augmentation allowed.</b>		
45	<b>Motor Vehicle Highway Account (IC 8-14-1)</b>		
46	<b>Total Operating Expense</b>	<b>2,250,000</b>	<b>2,300,000</b>
47	<b>Augmentation allowed.</b>		
48			
49	<b>All benefits to members shall be paid by warrant drawn on the treasurer of state</b>		

1 by the auditor of state on the basis of claims filed and approved by the trustees  
 2 of the state police pension and benefit funds created by IC 10-12-2.

3  
 4 **SUPPLEMENTAL PENSION**

5	General Fund		
6	Total Operating Expense	1,491,000	1,441,000
7	Augmentation allowed.		
8	Motor Vehicle Highway Account (IC 8-14-1)		
9	Total Operating Expense	1,491,000	1,441,000
10	Augmentation allowed.		

11  
 12 If the above appropriations for supplemental pension for any one (1) year are greater  
 13 than the amount actually required under the provisions of IC 10-12-5, then the excess  
 14 shall be returned proportionately to the funds from which the appropriations were  
 15 made. If the amount actually required under IC 10-12-5 is greater than the above  
 16 appropriations, then, with the approval of the governor and the budget agency, those  
 17 sums may be augmented from the general fund and the motor vehicle highway account.

18  
 19 **ACCIDENT REPORTING**

20	Accident Report Account (IC 9-29-11-1)		
21	Total Operating Expense	25,500	25,500
22	Augmentation allowed.		

23 **DRUG INTERDICTION**

24	Drug Interdiction Fund (IC 10-11-7)		
25	Total Operating Expense	215,000	215,000
26	Augmentation allowed.		

27 **DNA SAMPLE PROCESSING FUND**

28	DNA Sample Processing Fund (IC 10-13-6-9.5)		
29	Total Operating Expense	1,352,891	1,352,891
30	Augmentation allowed.		

31  
 32 **FOR THE INTEGRATED PUBLIC SAFETY COMMISSION**

33 **PROJECT SAFE-T**

34	Integrated Public Safety Communications Fund (IC 5-26-4-1)		
35	Total Operating Expense	10,669,612	10,594,612
36	Augmentation allowed.		

37  
 38 **FOR THE ADJUTANT GENERAL**

39	Personal Services	4,030,172	4,030,172
40	Other Operating Expense	4,487,163	4,487,163

41 **CAMP ATTERBURY MUSCATATUCK CENTER FOR COMPLEX OPERATIONS**

42	Personal Services	762,915	762,915
43	Other Operating Expense	74,435	74,435

44 **DISABLED SOLDIERS' PENSION**

45	Total Operating Expense	1	1
46	Augmentation allowed.		

47 **MUTC - MUSCATATUCK URBAN TRAINING CENTER**

48	Total Operating Expense	1,143,499	1,143,499
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49 **HOOSIER YOUTH CHALLENGE ACADEMY**

	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	<b>General Fund</b>		
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1           **HIGHWAY PASSENGER & COMMERCIAL VEHICLE GRANT**  
2           **Office of Traffic Safety**  
3           **Total Operating Expense**                               **523,333**                               **523,333**  
4           **Augmentation allowed.**

6           **The above appropriation for the office of traffic safety is from the motor vehicle**  
7           **highway account and may be used to cover the state match requirement for this**  
8           **program according to the current highway safety plan approved by the governor**  
9           **and the budget agency.**

11           **SEXUAL ASSAULT VICTIMS' ASSISTANCE**  
12           **Sexual Assault Victims' Assistance Account (IC 5-2-6-23(h))**  
13           **Total Operating Expense**                               **25,000**                               **25,000**

15           **Augmentation allowed. The full amount of the above appropriations shall be distributed**  
16           **to rape crisis centers in Indiana without any deduction of personal services or other**  
17           **operating expenses of any state agency.**

19           **VICTIMS OF VIOLENT CRIME ADMINISTRATION**  
20           **Social Services Block Grant**  
21           **Total Operating Expense**                               **636,763**                               **636,763**  
22           **Violent Crime Victims Compensation Fund (IC 5-2-6.1-40)**  
23           **Personal Services**   **178,825**                               **178,825**  
24           **Other Operating Expense**                               **2,383,175**                               **2,383,175**

25           **Augmentation allowed.**

26           **DOMESTIC VIOLENCE PREVENTION AND TREATMENT**  
27           **General Fund**  
28           **Total Operating Expense**                               **1,724,906**                               **1,724,906**  
29           **Domestic Violence Prevention and Treatment Fund (IC 5-2-6.7-4)**  
30           **Total Operating Expense**                               **1,064,334**                               **1,064,334**  
31           **Augmentation allowed.**

33           **FOR THE DEPARTMENT OF TOXICOLOGY**  
34           **Total Operating Expense**                               **2,031,056**                               **2,031,056**

36           **FOR THE CORONERS TRAINING BOARD**  
37           **Coroners Training and Continuing Education Fund (IC 4-23-6.5-8)**  
38           **Total Operating Expense**                               **400,000**                               **400,000**  
39           **Augmentation allowed.**

41           **FOR THE LAW ENFORCEMENT TRAINING ACADEMY**  
42           **From the General Fund**  
43   **1,987,206**                               **1,987,206**  
44           **From the Law Enforcement Training Fund (IC 5-2-1-13(b))**  
45   **2,191,286**                               **2,191,286**  
46           **Augmentation allowed from the Law Enforcement Training Fund.**

48           **The amounts specified from the General Fund and the Law Enforcement Training Fund**  
49           **are for the following purposes:**

	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
1			
2	Personal Services	3,243,807	3,243,807
3	Other Operating Expense	934,685	934,685
4			
5	<b>C. REGULATORY AND LICENSING</b>		
6			
7	<b>FOR THE BUREAU OF MOTOR VEHICLES</b>		
8	Motor Vehicle Highway Account (IC 8-14-1)		
9	Personal Services	15,227,588	15,227,588
10	Other Operating Expense	13,583,633	13,583,633
11	Augmentation allowed.		
12	<b>LICENSE PLATES</b>		
13	Motor Vehicle Highway Account (IC 8-14-1)		
14	Total Operating Expense	15,021,750	11,758,250
15	Augmentation allowed.		
16	<b>COMMERCIAL DRIVER TRAINING SCHOOLS</b>		
17	Motor Vehicle Highway Account (IC 8-14-1)		
18	Total Operating Expense	63,675	63,675
19	Augmentation allowed.		
20	<b>FINANCIAL RESPONSIBILITY COMPLIANCE VERIFICATION</b>		
21	Financial Responsibility Compliance Verification Fund (IC 9-25-9-7)		
22	Total Operating Expense	6,374,774	6,374,774
23	Augmentation allowed.		
24	<b>STATE MOTOR VEHICLE TECHNOLOGY</b>		
25	State Motor Vehicle Technology Fund (IC 9-29-16-1)		
26	Total Operating Expense	5,103,841	5,103,841
27	Augmentation allowed.		
28	<b>MOTORCYCLE OPERATOR SAFETY</b>		
29	Motorcycle Operator Safety Education Fund (IC 9-27-7-7)		
30	Total Operating Expense	1,113,661	1,113,661
31	Augmentation allowed.		
32			
33	<b>FOR THE DEPARTMENT OF LABOR</b>		
34	Personal Services	760,173	760,173
35	Other Operating Expense	72,241	72,241
36	<b>BUREAU OF MINES AND MINING</b>		
37	Personal Services	169,689	169,689
38	Other Operating Expense	24,541	24,541
39	<b>QUALITY, METRICS, AND STATISTICS (MIS)</b>		
40	Other Operating Expense	124,530	124,530
41	<b>OCCUPATIONAL SAFETY AND HEALTH</b>		
42	Other Operating Expense	2,021,475	2,021,475
43			
44	The above appropriations for occupational safety and health and M.I.S. research and		
45	statistics reflect only the general fund portion of the total program costs of the		
46	Indiana occupational safety and health plan as approved by the U.S. department of		
47	labor. It is the intention of the general assembly that the Indiana department of		
48	labor make application to the federal government for the federal share of the total		
49	program costs.		

1			
2	<b>EMPLOYMENT OF YOUTH</b>		
3	<b>Employment of Youth Fund (IC 20-33-3-42)</b>		
4	<b>Total Operating Expense</b>	<b>167,826</b>	<b>167,826</b>
5	Augmentation allowed.		
6	<b>INSAFE</b>		
7	<b>Special Fund for Safety and Health Consultation Services (IC 22-8-1.1-48)</b>		
8	<b>Other Operating Expense</b>	<b>182,206</b>	<b>182,206</b>
9	Augmentation allowed.		
10			
11	<b>FOR THE DEPARTMENT OF INSURANCE</b>		
12	<b>Department of Insurance Fund (IC 27-1-3-28)</b>		
13	<b>Personal Services</b>	<b>5,193,033</b>	<b>5,193,033</b>
14	<b>Other Operating Expense</b>	<b>853,438</b>	<b>853,438</b>
15	Augmentation allowed.		
16	<b>BAIL BOND DIVISION</b>		
17	<b>Bail Bond Enforcement and Administration Fund (IC 27-10-5-1)</b>		
18	<b>Personal Services</b>	<b>199,489</b>	<b>199,489</b>
19	<b>Other Operating Expense</b>	<b>8,120</b>	<b>8,120</b>
20	Augmentation allowed.		
21	<b>PATIENT'S COMPENSATION AUTHORITY</b>		
22	<b>Patient's Compensation Fund (IC 34-18-6-1)</b>		
23	<b>Personal Services</b>	<b>608,374</b>	<b>608,374</b>
24	<b>Other Operating Expense</b>	<b>941,152</b>	<b>941,152</b>
25	Augmentation allowed.		
26	<b>POLITICAL SUBDIVISION RISK MANAGEMENT</b>		
27	<b>Political Subdivision Risk Management Fund (IC 27-1-29-10)</b>		
28	<b>Other Operating Expense</b>	<b>66,940</b>	<b>66,940</b>
29	Augmentation allowed.		
30	<b>MINE SUBSIDENCE INSURANCE</b>		
31	<b>Mine Subsidence Insurance Fund (IC 27-7-9-7)</b>		
32	<b>Personal Services</b>	<b>57,035</b>	<b>57,035</b>
33	<b>Other Operating Expense</b>	<b>600,447</b>	<b>600,447</b>
34	Augmentation allowed.		
35	<b>TITLE INSURANCE ENFORCEMENT OPERATING</b>		
36	<b>Title Insurance Enforcement Fund (IC 27-7-3.6-1)</b>		
37	<b>Personal Services</b>	<b>312,263</b>	<b>312,263</b>
38	<b>Other Operating Expense</b>	<b>69,255</b>	<b>69,255</b>
39	Augmentation allowed.		
40			
41	<b>FOR THE ALCOHOL AND TOBACCO COMMISSION</b>		
42	<b>Enforcement and Administration Fund (IC 7.1-4-10-1)</b>		
43	<b>Personal Services</b>	<b>8,157,675</b>	<b>8,157,675</b>
44	<b>Other Operating Expense</b>	<b>1,875,548</b>	<b>1,839,996</b>
45	Augmentation allowed.		
46			
47	<b>YOUTH TOBACCO EDUCATION AND ENFORCEMENT</b>		
48	<b>Youth Tobacco Education and Enforcement Fund (IC 7.1-6-2-6)</b>		
49	<b>Total Operating Expense</b>	<b>170,000</b>	<b>170,000</b>

	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
1	<b>Augmentation allowed.</b>		
2			
3	<b>FOR THE DEPARTMENT OF FINANCIAL INSTITUTIONS</b>		
4	<b>Financial Institutions Fund (IC 28-11-2-9)</b>		
5	<b>Personal Services</b>	<b>6,136,668</b>	<b>6,136,668</b>
6	<b>Other Operating Expense</b>	<b>1,314,823</b>	<b>1,314,823</b>
7	<b>Augmentation allowed.</b>		
8			
9	<b>FOR THE PROFESSIONAL LICENSING AGENCY</b>		
10	<b>Personal Services</b>	<b>4,512,866</b>	<b>4,512,866</b>
11	<b>Other Operating Expense</b>	<b>420,282</b>	<b>420,282</b>
12	<b>PRENEED CONSUMER PROTECTION</b>		
13	<b>Preneed Consumer Protection Fund (IC 30-2-13-28)</b>		
14	<b>Total Operating Expense</b>	<b>50,000</b>	<b>50,000</b>
15	<b>Augmentation allowed.</b>		
16	<b>BOARD OF FUNERAL AND CEMETERY SERVICE</b>		
17	<b>Funeral Service Education Fund (IC 25-15-9-13)</b>		
18	<b>Total Operating Expense</b>	<b>250</b>	<b>250</b>
19	<b>Augmentation allowed.</b>		
20	<b>DENTAL PROFESSION INVESTIGATION</b>		
21	<b>Dental Compliance Fund (IC 25-14-1-3.7)</b>		
22	<b>Total Operating Expense</b>	<b>1</b>	<b>1</b>
23	<b>Augmentation allowed.</b>		
24	<b>PHYSICIAN INVESTIGATION</b>		
25	<b>Physician Compliance Fund (IC 25-22.5-2-8)</b>		
26	<b>Total Operating Expense</b>	<b>1</b>	<b>1</b>
27	<b>Augmentation allowed.</b>		
28			
29	<b>FOR THE CIVIL RIGHTS COMMISSION</b>		
30	<b>Personal Services</b>	<b>1,715,970</b>	<b>1,715,970</b>
31	<b>Other Operating Expense</b>	<b>115,850</b>	<b>115,850</b>
32			
33	<b>The above appropriation for the Indiana civil rights commission reflects only the</b>		
34	<b>general fund portion of the total program costs for the processing of employment</b>		
35	<b>and housing discrimination complaints. It is the intention of the general assembly</b>		
36	<b>that the commission make application to the federal government for funding based</b>		
37	<b>upon the processing of employment and housing discrimination complaints.</b>		
38			
39	<b>WOMEN'S COMMISSION</b>		
40	<b>Total Operating Expense</b>	<b>98,115</b>	<b>98,115</b>
41	<b>COMMISSION ON THE SOCIAL STATUS OF BLACK MALES</b>		
42	<b>Total Operating Expense</b>	<b>135,431</b>	<b>135,431</b>
43	<b>NATIVE AMERICAN INDIAN AFFAIRS COMMISSION</b>		
44	<b>Total Operating Expense</b>	<b>74,379</b>	<b>74,379</b>
45	<b>COMMISSION ON HISPANIC/LATINO AFFAIRS</b>		
46	<b>Total Operating Expense</b>	<b>102,432</b>	<b>102,432</b>
47	<b>MARTIN LUTHER KING JR. HOLIDAY COMMISSION</b>		
48	<b>Total Operating Expense</b>	<b>19,400</b>	<b>19,400</b>
49			

	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
1	<b>FOR THE UTILITY CONSUMER COUNSELOR</b>		
2	Public Utility Fund (IC 8-1-6-1)		
3	Personal Services	4,984,090	4,984,090
4	Other Operating Expense	643,884	650,600
5	Augmentation allowed.		
6			
7	<b>EXPERT WITNESS FEES AND AUDIT</b>		
8	Public Utility Fund (IC 8-1-6-1)		
9	Total Operating Expense		1,704,000
10	Augmentation allowed.		
11			
12	<b>FOR THE UTILITY REGULATORY COMMISSION</b>		
13	Public Utility Fund (IC 8-1-6-1)		
14	Personal Services	7,270,908	7,270,908
15	Other Operating Expense	1,966,030	1,966,030
16	Augmentation allowed.		
17			
18	<b>FOR THE WORKER'S COMPENSATION BOARD</b>		
19	From the General Fund		
20	1,769,110	1,769,110	
21	From the Worker's Compensation Supplemental Administrative Fund (IC 22-3-5-6)		
22	145,007	145,007	
23	Augmentation allowed.		
24			
25	The amounts specified from the general fund and the worker's compensation supplemental		
26	administrative fund are for the following purposes:		
27			
28	Personal Services	1,805,237	1,805,237
29	Other Operating Expense	108,880	108,880
30			
31	<b>FOR THE STATE BOARD OF ANIMAL HEALTH</b>		
32	Personal Services	3,886,640	3,886,640
33	Other Operating Expense	654,744	654,744
34	<b>INDEMNITY FUND</b>		
35	Total Operating Expense		2
36	Augmentation allowed.		
37	<b>MEAT &amp; POULTRY INSPECTION</b>		
38	Total Operating Expense	1,465,000	1,465,000
39	<b>PUBLIC HEALTH DATA COMM. INFRASTRUCTURE SYSTEM</b>		
40	Total Operating Expense	7,963	7,963
41			
42	<b>FOR THE DEPARTMENT OF HOMELAND SECURITY</b>		
43	<b>FIRE AND BUILDING SERVICES</b>		
44	Fire and Building Services Fund (IC 22-12-6-1)		
45	Personal Services	11,823,964	11,823,964
46	Other Operating Expense	1,643,101	1,643,101
47	Augmentation allowed.		
48	<b>REGIONAL PUBLIC SAFETY TRAINING</b>		
49	Regional Public Safety Training Fund (IC 10-15-3-12)		



	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
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1 for school security prevention and response.

2

3 SECTION 5. [EFFECTIVE JULY 1, 2013]

4

5 CONSERVATION AND ENVIRONMENT

6

7 A. NATURAL RESOURCES

8

9 FOR THE DEPARTMENT OF NATURAL RESOURCES - ADMINISTRATION

10	Personal Services	7,169,894	7,169,894
----	-------------------	-----------	-----------

11	Other Operating Expense	2,369,779	2,369,779
----	-------------------------	-----------	-----------

12 DNR OPEB CONTRIBUTION

13	Total Operating Expense	909,982	786,235
----	-------------------------	---------	---------

14 ENTOMOLOGY AND PLANT PATHOLOGY DIVISION

15	Personal Services	407,059	407,059
----	-------------------	---------	---------

16	Other Operating Expense	83,645	83,645
----	-------------------------	--------	--------

17 ENTOMOLOGY AND PLANT PATHOLOGY FUND

18 Entomology and Plant Pathology Fund (IC 14-24-10-3)

19	Total Operating Expense		772,648
----	-------------------------	--	---------

20 Augmentation allowed.

21 DNR ENGINEERING DIVISION

22	Personal Services	1,731,284	1,731,284
----	-------------------	-----------	-----------

23	Other Operating Expense	70,711	70,711
----	-------------------------	--------	--------

24 HISTORIC PRESERVATION DIVISION

25	Personal Services	322,844	322,844
----	-------------------	---------	---------

26	Other Operating Expense	321,137	321,137
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27 DIVISION OF HISTORIC PRESERVATION AND ARCHAEOLOGY DEDICATED

28	Total Operating Expense	26,845	26,845
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29 LINCOLN PRODUCTION

30	Total Operating Expense	213,400	213,400
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31 WABASH RIVER HERITAGE CORRIDOR

32 Wabash River Heritage Corridor Fund (IC 14-13-6-23)

33	Total Operating Expense	193,000	193,000
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34 OUTDOOR RECREATION DIVISION

35	Personal Services	494,645	494,645
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36	Other Operating Expense	56,078	56,078
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37 NATURE PRESERVES DIVISION

38	Personal Services	836,193	836,193
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39	Other Operating Expense	137,704	137,704
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40 WATER DIVISION

41	Personal Services	4,176,425	4,176,425
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42	Other Operating Expense	625,001	625,001
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43

44 All revenues accruing from state and local units of government and from private  
 45 utilities and industrial concerns as a result of water resources study projects,  
 46 and as a result of topographic and other mapping projects, shall be deposited into  
 47 the state general fund, and such receipts are hereby appropriated, in addition to  
 48 the foregoing amounts, for water resources studies.

49

	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	<b>DEER RESEARCH AND MANAGEMENT</b>		
2	Deer Research and Management Fund (IC 14-22-5-2)		
3	138,283	138,283	
4	Augmentation allowed.		
5	<b>OIL AND GAS DIVISION</b>		
6	Oil and Gas Fund (IC 6-8-1-27)		
7	1,220,747	1,220,747	
8	369,692	369,692	
9	Augmentation allowed.		
10	<b>DEPT. OF NATURAL RESOURCES - USEPA</b>		
11	Oil and Gas Fund (IC 6-8-1-27)		
12	55,000	55,000	
13	Augmentation allowed.		
14	<b>STATE PARKS AND RESERVOIRS</b>		
15	From the General Fund		
16	9,197,431	9,197,431	
17	From the State Parks and Reservoirs Special Revenue Fund (IC 14-19-8-2)		
18	24,575,124	24,575,124	
19	Augmentation allowed from the State Parks and Reservoirs Special Revenue Fund.		
20			
21	The amounts specified from the General Fund and the State Parks and Reservoirs		
22	Special Revenue Fund are for the following purposes:		
23			
24	24,688,900	24,688,900	
25	9,083,655	9,083,655	
26			
27	<b>OFF-ROAD VEHICLE AND SNOWMOBILE FUND</b>		
28	Off-Road Vehicle and Snowmobile Fund (IC 14-16-1-30)		
29	270,048	270,048	
30	Augmentation allowed.		
31	<b>DNR LAW ENFORCEMENT DIVISION</b>		
32	From the General Fund		
33	8,390,747	8,390,747	
34	From the Fish and Wildlife Fund (IC 14-22-3-2)		
35	12,713,124	12,713,124	
36	Augmentation allowed from the Fish and Wildlife Fund.		
37			
38	The amounts specified from the General Fund and the Fish and Wildlife Fund are for		
39	the following purposes:		
40			
41	18,393,437	18,393,437	
42	2,710,434	2,710,434	
43			
44	<b>FISH AND WILDLIFE DIVISION</b>		
45	Fish and Wildlife Fund (IC 14-22-3-2)		
46	3,776,377	3,776,377	
47	6,000,120	6,000,120	
48	Augmentation allowed.		
49	<b>IND. DEPT. OF NATURAL RESOURCES - FISH &amp; WILDLIFE/U.S. DEPT. OF THE INTERIOR</b>		

	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	<b>Deer Research and Management Fund (IC 14-22-5-2)</b>		
2	<b>Total Operating Expense</b>	<b>33,282</b>	<b>33,282</b>
3	<b>Fish and Wildlife Fund (IC 14-22-3-2)</b>		
4	<b>Total Operating Expense</b>	<b>2,436,565</b>	<b>2,436,565</b>
5	Augmentation allowed.		
6	<b>FORESTRY DIVISION</b>		
7	From the General Fund		
8	4,091,210	3,841,210	
9	From the State Forestry Fund (IC 14-23-3-2)		
10	5,363,104	5,363,104	
11	Augmentation allowed from the State Forestry Fund.		
12			
13	The amounts specified from the General Fund and the State Forestry Fund are for		
14	the following purposes:		
15			
16	Personal Services	6,600,089	6,600,089
17	Other Operating Expense	2,854,225	2,604,225
18			
19	In addition to any of the foregoing appropriations for the department of natural		
20	resources, any federal funds received by the state of Indiana for support of approved		
21	outdoor recreation projects for planning, acquisition, and development under the		
22	provisions of the federal Land and Water Conservation Fund Act, P.L.88-578, are		
23	appropriated for the uses and purposes for which the funds were paid to the state,		
24	and shall be distributed by the department of natural resources to state agencies		
25	and other governmental units in accordance with the provisions under which the		
26	funds were received.		
27			
28	<b>DNR DEPARTMENT OF COMMERCE, LAKE MICHIGAN COASTAL</b>		
29	<b>Cigarette Tax Fund (IC 6-7-1-29.1)</b>		
30	<b>Total Operating Expense</b>	<b>120,941</b>	<b>120,941</b>
31	Augmentation allowed.		
32	<b>LAKE AND RIVER ENHANCEMENT</b>		
33	<b>Lake and River Enhancement Fund (IC 6-6-11-12.5)</b>		
34	<b>Total Operating Expense</b>		<b>4,285,130</b>
35	Augmentation allowed.		
36	<b>HERITAGE TRUST</b>		
37	General Fund		
38	<b>Total Operating Expense</b>	<b>97,000</b>	<b>97,000</b>
39	<b>Indiana Heritage Trust Fund (IC 14-12-2-25)</b>		
40	<b>Total Operating Expense</b>	<b>1,200,000</b>	<b>1,200,000</b>
41	Augmentation allowed.		
42	<b>INSTITUTIONAL ROAD CONSTRUCTION</b>		
43	<b>State Highway Fund (IC 8-23-9-54)</b>		
44	<b>Total Operating Expense</b>	<b>2,500,000</b>	<b>2,500,000</b>
45			
46	The above appropriation for institutional road construction may be used for road		
47	and bridge construction, relocation, and other related improvement projects at state-owned		
48	properties managed by the department of natural resources.		
49			

1 **B. OTHER NATURAL RESOURCES**

2

3 **FOR THE INDIANA STATE MUSEUM AND HISTORIC SITES CORPORATION**

4

**General Fund**

5

<b>Total Operating Expense</b>	<b>7,528,276</b>	<b>7,528,276</b>
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6

**Indiana State Museum and Historic Sites Corp.**

7

<b>Total Operating Expense</b>	<b>2,221,529</b>	<b>2,221,529</b>
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8

9

**FOR THE WORLD WAR MEMORIAL COMMISSION**

10

<b>Personal Services</b>	<b>572,012</b>	<b>572,012</b>
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11

<b>Other Operating Expense</b>	<b>283,669</b>	<b>283,669</b>
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12

13

All revenues received as rent for space in the buildings located at 777 North Meridian Street and 700 North Pennsylvania Street, in the city of Indianapolis, that exceed the costs of operation and maintenance of the space rented, shall be paid into the general fund. The American Legion shall provide for the complete maintenance of the interior of these buildings.

14

15

16

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19

**FOR THE WHITE RIVER STATE PARK DEVELOPMENT COMMISSION**

20

<b>Total Operating Expense</b>	<b>790,012</b>	<b>790,012</b>
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21

22

**FOR THE MAUMEE RIVER BASIN COMMISSION**

23

<b>Total Operating Expense</b>	<b>55,784</b>	<b>55,784</b>
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24

25

**FOR THE ST. JOSEPH RIVER BASIN COMMISSION**

26

<b>Total Operating Expense</b>	<b>55,784</b>	<b>55,784</b>
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27

28

**FOR THE KANKAKEE RIVER BASIN COMMISSION**

29

<b>Total Operating Expense</b>	<b>55,784</b>	<b>55,784</b>
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30

31

**C. ENVIRONMENTAL MANAGEMENT**

32

33

**FOR THE DEPARTMENT OF ENVIRONMENTAL MANAGEMENT**

34

**ADMINISTRATION**

35

**From the General Fund**

36

<b>2,778,607</b>	<b>2,778,607</b>
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37

**From the State Solid Waste Management Fund (IC 13-20-22-2)**

38

<b>541,828</b>	<b>541,828</b>
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39

**From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)**

40

<b>541,827</b>	<b>541,827</b>
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41

**From the Waste Tire Management Fund (IC 13-20-13-8)**

42

<b>302,175</b>	<b>302,175</b>
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43

**From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)**

44

<b>958,620</b>	<b>958,620</b>
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45

**From the Environmental Management Permit Operation Fund (IC 13-15-11-1)**

46

<b>41,680</b>	<b>41,680</b>
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47

**From the Environmental Management Special Fund (IC 13-14-12-1)**

48

<b>41,676</b>	<b>41,676</b>
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49

**From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)**

1		41,680	41,680
2	From the Electronic Waste Fund (IC 13-20.5-2-3)		
3		10,421	10,421
4	From the Asbestos Trust Fund (IC 13-17-6-3)		
5		20,840	20,840
6	From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
7		83,358	83,358
8	From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)		
9		1,583,807	1,583,807
10	Augmentation allowed from the State Solid Waste Management Fund, Indiana		
11	Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V		
12	Operating Permit Program Trust Fund, Environmental Management Permit		
13	Operation Fund, Environmental Management Special Fund, Hazardous Substances		
14	Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank		
15	Trust Fund, and Underground Petroleum Storage Tank Excess Liability Trust		
16	Fund.		
17			
18	The amounts specified from the General Fund, State Solid Waste Management Fund,		
19	Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund,		
20	Title V Operating Permit Program Trust Fund, Environmental Management Permit		
21	Operation Fund, Environmental Management Special Fund, Hazardous Substances		
22	Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank		
23	Trust Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund		
24	are for the following purposes:		
25			
26	Personal Services	5,175,569	5,175,569
27	Other Operating Expense	1,770,950	1,770,950
28			
29	<b>IDEM LABORATORY CONTRACTS</b>		
30	Environmental Management Special Fund (IC 13-14-12-1)		
31	Total Operating Expense	169,209	169,209
32	Augmentation allowed.		
33			
34	<b>OFFICE OF WATER QUALITY LABORATORY CONTRACTS</b>		
35	Environmental Management Special Fund (IC 13-14-12-1)		
36	Total Operating Expense	935,725	935,725
37	Augmentation allowed.		
38			
39	<b>NORTHWEST REGIONAL OFFICE</b>		
40	From the General Fund		
41		197,404	197,404
42	From the State Solid Waste Management Fund (IC 13-20-22-2)		
43		38,494	38,494
44	From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)		
45		38,490	38,490
46	From the Waste Tire Management Fund (IC 13-20-13-8)		
47		21,470	21,470
48	From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)		
49		68,105	68,105

1	<b>From the Environmental Management Permit Operation Fund (IC 13-15-11-1)</b>		
2		2,962	2,962
3	<b>From the Environmental Management Special Fund (IC 13-14-12-1)</b>		
4		2,962	2,962
5	<b>From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)</b>		
6		2,962	2,962
7	<b>From the Electronic Waste Fund (IC 13-20.5-2-3)</b>		
8		739	739
9	<b>From the Asbestos Trust Fund (IC 13-17-6-3)</b>		
10		1,480	1,480
11	<b>From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)</b>		
12		5,923	5,923
13	<b>From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)</b>		
14		112,520	112,520
15	<b>Augmentation allowed from the State Solid Waste Management Fund, Indiana</b>		
16	<b>Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V</b>		
17	<b>Operating Permit Program Trust Fund, Environmental Management Permit</b>		
18	<b>Operation Fund, Environmental Management Special Fund, Hazardous Substances</b>		
19	<b>Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage</b>		
20	<b>Tank Trust Fund.</b>		
21			
22	<b>The amounts specified from the General Fund, State Solid Waste Management Fund,</b>		
23	<b>Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund,</b>		
24	<b>Title V Operating Permit Program Trust Fund, Environmental Management Permit</b>		
25	<b>Operation Fund, Environmental Management Special Fund, Hazardous Substances</b>		
26	<b>Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage Tank</b>		
27	<b>Trust Fund are for the following purposes:</b>		
28			
29	Personal Services	292,261	292,261
30	Other Operating Expense	201,250	201,250
31			
32	<b>NORTHERN REGIONAL OFFICE</b>		
33	<b>From the General Fund</b>		
34		157,096	157,096
35	<b>From the State Solid Waste Management Fund (IC 13-20-22-2)</b>		
36		30,635	30,635
37	<b>From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)</b>		
38		30,634	30,634
39	<b>From the Waste Tire Management Fund (IC 13-20-13-8)</b>		
40		17,084	17,084
41	<b>From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)</b>		
42		54,199	54,199
43	<b>From the Environmental Management Permit Operation Fund (IC 13-15-11-1)</b>		
44		2,356	2,356
45	<b>From the Environmental Management Special Fund (IC 13-14-12-1)</b>		
46		2,356	2,356
47	<b>From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)</b>		
48		2,357	2,357
49	<b>From the Electronic Waste Fund (IC 13-20.5-2-3)</b>		

1		590	590
2	From the Asbestos Trust Fund (IC 13-17-6-3)		
3		1,178	1,178
4	From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
5		4,712	4,712
6	From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)		
7		89,544	89,544
8	Augmentation allowed from the State Solid Waste Management Fund, Indiana		
9	Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title		
10	V Operating Permit Program Trust Fund, Environmental Management Permit		
11	Operation Fund, Environmental Management Special Fund, Hazardous Substances		
12	Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage		
13	Tank Trust Fund.		

14  
15 The amounts specified from the General Fund, State Solid Waste Management Fund,  
16 Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund,  
17 Title V Operating Permit Program Trust Fund, Environmental Management Permit  
18 Operation Fund, Environmental Management Special Fund, Hazardous Substances  
19 Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage  
20 Tank Trust Fund are for the following purposes:

21			
22	Personal Services	233,521	233,521
23	Other Operating Expense	159,220	159,220

24  
25 **SOUTHEAST REGIONAL OFFICE**

26	From the General Fund		
27		127,364	127,364
28	From the State Solid Waste Management Fund (IC 13-20-22-2)		
29		24,835	24,835
30	From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)		
31		24,842	24,842
32	From the Waste Tire Management Fund (IC 13-20-13-8)		
33		13,851	13,851
34	From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)		
35		43,941	43,941
36	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)		
37		1,909	1,909
38	From the Environmental Management Special Fund (IC 13-14-12-1)		
39		1,909	1,909
40	From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
41		1,909	1,909
42	From the Electronic Waste Fund (IC 13-20.5-2-3)		
43		477	477
44	From the Asbestos Trust Fund (IC 13-17-6-3)		
45		956	956
46	From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
47		3,821	3,821
48	From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)		
49		72,597	72,597



1        **Augmentation allowed from the State Solid Waste Management Fund, Indiana**  
2        **Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title**  
3        **V Operating Permit Program Trust Fund, Environmental Management Permit**  
4        **Operation Fund, Environmental Management Special Fund, Hazardous Substances**  
5        **Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage**  
6        **Tank Trust Fund.**

7  
8        **The amounts specified from the General Fund, State Solid Waste Management Fund,**  
9        **Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund,**  
10       **Title V Operating Permit Program Trust Fund, Environmental Management Permit**  
11       **Operation Fund, Environmental Management Special Fund, Hazardous Substances**  
12       **Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage**  
13       **Tank Trust Fund are for the following purposes:**

14			
15	Personal Services	233,261	233,261
16	Other Operating Expense	85,150	85,150
17			

18        **SOUTHWEST REGIONAL OFFICE**

19	From the General Fund		
20		119,092	119,092
21	From the State Solid Waste Management Fund (IC 13-20-22-2)		
22		23,223	23,223
23	From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)		
24		23,217	23,217
25	From the Waste Tire Management Fund (IC 13-20-13-8)		
26		12,952	12,952
27	From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)		
28		41,087	41,087
29	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)		
30		1,787	1,787
31	From the Environmental Management Special Fund (IC 13-14-12-1)		
32		1,787	1,787
33	From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
34		1,787	1,787
35	From the Electronic Waste Fund (IC 13-20.5-2-3)		
36		447	447
37	From the Asbestos Trust Fund (IC 13-17-6-3)		
38		895	895
39	From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
40		3,573	3,573
41	From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)		
42		67,882	67,882

43        **Augmentation allowed from the State Solid Waste Management Fund, Indiana**  
44        **Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title**  
45        **V Operating Permit Program Trust Fund, Environmental Management Permit**  
46        **Operation Fund, Environmental Management Special Fund, Hazardous Substances**  
47        **Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage**  
48        **Tank Trust Fund.**

49

1 The amounts specified from the General Fund, State Solid Waste Management Fund,  
 2 Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund,  
 3 Title V Operating Permit Program Trust Fund, Environmental Management Permit  
 4 Operation Fund, Environmental Management Special Fund, Hazardous Substances  
 5 Response Trust Fund, Asbestos Trust Fund, and Underground Petroleum Storage  
 6 Tank Trust Fund are for the following purposes:

7			
8	Personal Services	212,629	212,629
9	Other Operating Expense	85,100	85,100

10

11 **IDEM LEGAL AFFAIRS**

12	From the General Fund		
13		590,934	590,934
14	From the State Solid Waste Management Fund (IC 13-20-22-2)		
15		125,341	125,341
16	From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)		
17		125,336	125,336
18	From the Waste Tire Management Fund (IC 13-20-13-8)		
19		69,901	69,901
20	From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)		
21		221,756	221,756
22	From the Environmental Management Permit Operation Fund (IC 13-15-11-1)		
23		9,643	9,643
24	From the Environmental Management Special Fund (IC 13-14-12-1)		
25		9,643	9,643
26	From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
27		9,642	9,642
28	From the Electronic Waste Fund (IC 13-20.5-2-3)		
29		2,411	2,411
30	From the Asbestos Trust Fund (IC 13-17-6-3)		
31		4,822	4,822
32	From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)		
33		19,283	19,283
34	From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)		
35		366,381	366,381

36 Augmentation allowed from the Waste Tire Management Fund, Title V Operating  
 37 Permit Program Trust Fund, Environmental Management Permit Operation Fund,  
 38 Environmental Management Special Fund, Hazardous Substances Response Trust  
 39 Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund,  
 40 and Underground Petroleum Storage Tank Excess Liability Trust Fund.

41

42 The amounts specified from the General Fund, Waste Tire Management Fund, Title V  
 43 Operating Permit Program Trust Fund, Environmental Management Permit Operation  
 44 Fund, Environmental Management Special Fund, Hazardous Substances Response Trust  
 45 Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust Fund, and  
 46 Underground Petroleum Storage Tank Excess Liability Trust Fund are for the  
 47 following purposes:

48			
49	Personal Services	1,231,793	1,231,793

	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
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1	<b>From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)</b>		
2		86,437	86,437
3	<b>From the Waste Tire Management Fund (IC 13-20-13-8)</b>		
4		48,213	48,213
5	<b>From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)</b>		
6		152,942	152,942
7	<b>From the Environmental Management Permit Operation Fund (IC 13-15-11-1)</b>		
8		6,650	6,650
9	<b>From the Environmental Management Special Fund (IC 13-14-12-1)</b>		
10		6,650	6,650
11	<b>From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)</b>		
12		6,650	6,650
13	<b>From the Electronic Waste Fund (IC 13-20.5-2-3)</b>		
14		1,664	1,664
15	<b>From the Asbestos Trust Fund (IC 13-17-6-3)</b>		
16		3,326	3,326
17	<b>From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)</b>		
18		13,299	13,299
19	<b>From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)</b>		
20		252,686	252,686
21	<b>Augmentation allowed from the State Solid Waste Management Fund, Indiana</b>		
22	<b>Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V</b>		
23	<b>Operating Permit Program Trust Fund, Environmental Management Permit Operation</b>		
24	<b>Fund, Environmental Management Special Fund, Hazardous Substances Response</b>		
25	<b>Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust</b>		
26	<b>Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund.</b>		
27			
28	<b>The amounts specified from the General Fund, State Solid Waste Management Fund,</b>		
29	<b>Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund,</b>		
30	<b>Title V Operating Permit Program Trust Fund, Environmental Management Permit</b>		
31	<b>Operation Fund, Environmental Management Special Fund, Hazardous Substances</b>		
32	<b>Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank</b>		
33	<b>Trust Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund,</b>		
34	<b>are for the following purposes:</b>		
35			
36	<b>Personal Services</b>	<b>988,984</b>	<b>988,984</b>
37	<b>Other Operating Expense</b>	<b>119,285</b>	<b>119,285</b>
38			
39	<b>IDEM PLANNING AND ASSESSMENT</b>		
40	<b>From the General Fund</b>		
41		416,314	416,314
42	<b>From the State Solid Waste Management Fund (IC 13-20-22-2)</b>		
43		162,363	162,363
44	<b>From the Indiana Recycling Promotion and Assistance Fund (IC 4-23-5.5-14)</b>		
45		162,356	162,356
46	<b>From the Waste Tire Management Fund (IC 13-20-13-8)</b>		
47		90,549	90,549
48	<b>From the Title V Operating Permit Program Trust Fund (IC 13-17-8-1)</b>		
49		287,258	287,258

1	<b>From the Environmental Management Permit Operation Fund (IC 13-15-11-1)</b>		
2	12,490	12,490	
3	<b>From the Environmental Management Special Fund (IC 13-14-12-1)</b>		
4	12,490	12,490	
5	<b>From the Hazardous Substances Response Trust Fund (IC 13-25-4-1)</b>		
6	12,490	12,490	
7	<b>From the Electronic Waste Fund (IC 13-20.5-2-3)</b>		
8	3,123	3,123	
9	<b>From the Asbestos Trust Fund (IC 13-17-6-3)</b>		
10	6,245	6,245	
11	<b>From the Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)</b>		
12	24,980	24,980	
13	<b>From the Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)</b>		
14	474,600	474,600	
15	<b>Augmentation allowed from the State Solid Waste Management Fund, Indiana</b>		
16	<b>Recycling Promotion and Assistance Fund, Waste Tire Management Fund, Title V</b>		
17	<b>Operating Permit Program Trust Fund, Environmental Management Permit Operation</b>		
18	<b>Fund, Environmental Management Special Fund, Hazardous Substances Response</b>		
19	<b>Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank Trust</b>		
20	<b>Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund.</b>		
21			
22	<b>The amounts specified from the General Fund, State Solid Waste Management Fund,</b>		
23	<b>Indiana Recycling Promotion and Assistance Fund, Waste Tire Management Fund,</b>		
24	<b>Title V Operating Permit Program Trust Fund, Environmental Management Permit</b>		
25	<b>Operation Fund, Environmental Management Special Fund, Hazardous Substances</b>		
26	<b>Response Trust Fund, Asbestos Trust Fund, Underground Petroleum Storage Tank</b>		
27	<b>Trust Fund, and Underground Petroleum Storage Tank Excess Liability Trust Fund</b>		
28	<b>are for the following purposes:</b>		
29			
30	Personal Services	1,561,958	1,561,958
31	Other Operating Expense	103,300	103,300
32			
33	<b>OHIO RIVER VALLEY WATER SANITATION COMMISSION</b>		
34	<b>Environmental Management Special Fund (IC 13-14-12-1)</b>		
35	Total Operating Expense	270,200	270,200
36	<b>Augmentation allowed.</b>		
37	<b>OFFICE OF ENVIRONMENTAL RESPONSE</b>		
38	Personal Services	2,329,953	2,329,953
39	Other Operating Expense	410,726	410,726
40	<b>POLLUTION PREVENTION AND TECHNICAL ASSISTANCE</b>		
41	Personal Services	890,786	890,786
42	Other Operating Expense	142,035	142,035
43	<b>U.S. GEOLOGICAL SURVEY CONTRACTS</b>		
44	<b>Environmental Management Special Fund (IC 13-14-12-1)</b>		
45	Total Operating Expense	53,096	53,096
46	<b>Augmentation allowed.</b>		
47	<b>STATE SOLID WASTE GRANTS MANAGEMENT</b>		
48	<b>State Solid Waste Management Fund (IC 13-20-22-2)</b>		
49	Personal Services	129,714	129,714

	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
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	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	<b>Total Operating Expense</b>	<b>286,494</b>	<b>286,494</b>
2	<b>HAZARDOUS WASTE MANAGEMENT PERMITTING - FEDERAL</b>		
3	<b>Total Operating Expense</b>	<b>1,411,816</b>	<b>1,411,816</b>
4	<b>HAZARDOUS WASTE MANAGEMENT PERMITTING</b>		
5	<b>Environmental Management Permit Operation Fund (IC 13-15-11-1)</b>		
6	<b>Personal Services</b>	<b>3,378,693</b>	<b>3,378,693</b>
7	<b>Other Operating Expense</b>	<b>386,382</b>	<b>386,382</b>
8	<b>Augmentation allowed.</b>		
9	<b>ELECTRONIC WASTE</b>		
10	<b>Electronic Waste Fund (IC 13-20.5-2-3)</b>		
11	<b>Total Operating Expense</b>	<b>127,377</b>	<b>127,377</b>
12	<b>SAFE DRINKING WATER PROGRAM</b>		
13	<b>Environmental Management Permit Operation Fund (IC 13-15-11-1)</b>		
14	<b>Personal Services</b>	<b>2,273,126</b>	<b>2,273,126</b>
15	<b>Other Operating Expense</b>	<b>669,453</b>	<b>669,453</b>
16	<b>CLEAN VESSEL PUMPOUT</b>		
17	<b>Environmental Management Special Fund (IC 13-14-12-1)</b>		
18	<b>Total Operating Expense</b>	<b>31,547</b>	<b>31,547</b>
19	<b>Augmentation allowed.</b>		
20	<b>GROUNDWATER PROGRAM</b>		
21	<b>Environmental Management Special Fund (IC 13-14-12-1)</b>		
22	<b>Total Operating Expense</b>	<b>342,491</b>	<b>342,491</b>
23	<b>Augmentation allowed.</b>		
24	<b>UNDERGROUND STORAGE TANK PROGRAM</b>		
25	<b>Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)</b>		
26	<b>Total Operating Expense</b>	<b>321,396</b>	<b>321,396</b>
27	<b>Augmentation allowed.</b>		
28	<b>AIR MANAGEMENT OPERATING</b>		
29	<b>From the General Fund</b>		
30	<b>391,495</b>	<b>391,495</b>	
31	<b>From the Environmental Management Special Fund (IC 13-14-12-1)</b>		
32	<b>649,708</b>	<b>649,708</b>	
33	<b>Augmentation allowed from the Environmental Management Special Fund.</b>		
34			
35	<b>The amounts specified from the General Fund and the Environmental Management</b>		
36	<b>Special Fund are for the following purposes:</b>		
37			
38	<b>Personal Services</b>	<b>723,853</b>	<b>723,853</b>
39	<b>Other Operating Expense</b>	<b>317,350</b>	<b>317,350</b>
40			
41	<b>WATER MANAGEMENT NONPERMITTING</b>		
42	<b>Personal Services</b>	<b>3,160,045</b>	<b>3,160,045</b>
43	<b>Other Operating Expense</b>	<b>932,436</b>	<b>932,436</b>
44	<b>LEAKING UNDERGROUND STORAGE TANKS</b>		
45	<b>Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)</b>		
46	<b>Personal Services</b>	<b>172,263</b>	<b>172,263</b>
47	<b>Other Operating Expense</b>	<b>22,811</b>	<b>22,811</b>
48	<b>Augmentation allowed.</b>		
49	<b>AUTO EMISSIONS TESTING PROGRAM</b>		

	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	Personal Services	74,523	74,523
2	Other Operating Expense	5,369,499	5,369,499
3			
4	The above appropriations for auto emissions testing are the maximum amounts available		
5	for this purpose. If it becomes necessary to conduct additional tests in other locations,		
6	the above appropriations shall be prorated among all locations.		
7			
8	<b>HAZARDOUS WASTE SITES - STATE CLEAN-UP</b>		
9	Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
10	Personal Services	1,829,426	1,829,426
11	Other Operating Expense	246,824	246,824
12	Augmentation allowed.		
13	<b>HAZARDOUS WASTE - NATURAL RESOURCE DAMAGES</b>		
14	Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
15	Personal Services	176,555	176,555
16	Other Operating Expense	171,192	171,192
17	Augmentation allowed.		
18	<b>SUPERFUND MATCH</b>		
19	Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
20	Total Operating Expense	987,706	987,706
21	Augmentation allowed.		
22	<b>HOUSEHOLD HAZARDOUS WASTE</b>		
23	Hazardous Substances Response Trust Fund (IC 13-25-4-1)		
24	Other Operating Expense	37,144	37,144
25	Augmentation allowed.		
26	<b>ASBESTOS TRUST - OPERATING</b>		
27	Asbestos Trust Fund (IC 13-17-6-3)		
28	Personal Services	457,353	457,353
29	Other Operating Expense	40,759	40,759
30	Augmentation allowed.		
31	<b>UNDERGROUND PETROLEUM STORAGE TANK - OPERATING</b>		
32	Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)		
33	Personal Services	2,296,414	2,296,414
34	Other Operating Expense	36,670,346	36,670,346
35	Augmentation allowed.		
36	<b>WASTE TIRE MANAGEMENT</b>		
37	Waste Tire Management Fund (IC 13-20-13-8)		
38	Total Operating Expense	500,115	500,115
39	Augmentation allowed.		
40	<b>WASTE TIRE RE-USE</b>		
41	Waste Tire Management Fund (IC 13-20-13-8)		
42	Total Operating Expense	32,782	32,782
43	Augmentation allowed.		
44	<b>VOLUNTARY COMPLIANCE</b>		
45	Environmental Management Special Fund (IC 13-14-12-1)		
46	Personal Services	661,897	661,897
47	Other Operating Expense	76,564	76,564
48	Augmentation allowed.		
49	<b>ENVIRONMENTAL MANAGEMENT SPECIAL FUND - OPERATING</b>		



	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
1	<b>Environmental Management Special Fund (IC 13-14-12-1)</b>		
2	<b>Total Operating Expense</b>	<b>641,476</b>	<b>641,476</b>
3	Augmentation allowed.		
4	<b>WETLANDS PROTECTION</b>		
5	<b>Environmental Management Special Fund (IC 13-14-12-1)</b>		
6	<b>Total Operating Expense</b>	<b>75,384</b>	<b>75,384</b>
7	Augmentation allowed.		
8	<b>PETROLEUM TRUST - OPERATING</b>		
9	<b>Underground Petroleum Storage Tank Trust Fund (IC 13-23-6-1)</b>		
10	<b>Personal Services</b>	<b>221,693</b>	<b>221,693</b>
11	<b>Other Operating Expense</b>	<b>49,819</b>	<b>49,819</b>
12	Augmentation allowed.		
13			
14	Notwithstanding any other law, with the approval of the governor and the budget		
15	agency, the above appropriations for hazardous waste management permitting,		
16	wetlands protection, groundwater program, underground storage tank program,		
17	air management operating, asbestos trust operating, water management nonpermitting,		
18	safe drinking water program, and any other appropriation eligible to be included in a		
19	performance partnership grant may be used to fund activities incorporated into a		
20	performance partnership grant between the United States Environmental Protection		
21	Agency and the department of environmental management.		
22			
23	<b>FOR THE OFFICE OF ENVIRONMENTAL ADJUDICATION</b>		
24	<b>Personal Services</b>	<b>272,443</b>	<b>272,443</b>
25	<b>Other Operating Expense</b>	<b>19,698</b>	<b>19,698</b>
26			
27	<b>SECTION 6. [EFFECTIVE JULY 1, 2013]</b>		
28			
29	<b>ECONOMIC DEVELOPMENT</b>		
30			
31	<b>A. AGRICULTURE</b>		
32			
33	<b>FOR THE DEPARTMENT OF AGRICULTURE</b>		
34	<b>Personal Services</b>	<b>1,533,838</b>	<b>1,533,838</b>
35	<b>Other Operating Expense</b>	<b>751,290</b>	<b>809,581</b>
36	<b>DISTRIBUTIONS TO FOOD BANKS</b>		
37	<b>Total Operating Expense</b>	<b>291,000</b>	<b>291,000</b>
38	<b>CLEAN WATER INDIANA</b>		
39	<b>Total Operating Expense</b>	<b>485,000</b>	<b>485,000</b>
40	<b>SOIL CONSERVATION DIVISION</b>		
41	<b>Cigarette Tax Fund (IC 6-7-1-29.1)</b>		
42	<b>Total Operating Expense</b>	<b>1,301,179</b>	<b>1,301,179</b>
43	Augmentation allowed.		
44	<b>GRAIN BUYERS AND WAREHOUSE LICENSING</b>		
45	<b>Grain Buyers and Warehouse Licensing Agency License Fee Fund (IC 26-3-7-6.3)</b>		
46	<b>Total Operating Expense</b>	<b>244,768</b>	<b>244,768</b>
47	Augmentation allowed.		
48			
49	<b>B. COMMERCE</b>		

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**FOR THE LIEUTENANT GOVERNOR**

**RURAL ECONOMIC DEVELOPMENT FUND**

**Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

Total Operating Expense	1,234,846	1,234,846
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**OFFICE OF TOURISM**

Total Operating Expense	1,200,000	1,200,000
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Of the above appropriations, the office of tourism shall distribute \$500,000 each year to the Indiana sports corporation to promote the hosting of amateur sporting events in Indiana cities. Funds may be released after review by the budget committee.

In addition to the above appropriation, the office may create a new fund and deposit any advertising revenue received. This revenue is appropriated for the uses and purposes of the office.

**OFFICE OF DEFENSE DEVELOPMENT**

Total Operating Expense	641,470	647,485
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**FOR THE OFFICE OF ENERGY DEVELOPMENT**

Total Operating Expense	183,000	183,000
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**FOR THE SECRETARY OF COMMERCE**

Total Operating Expense	300,000	300,000
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**INDIANA APPLIED RESEARCH ENTERPRISE**

Total Operating Expense	1,500,000	1,500,000
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The above appropriation is for life science commercialization initiatives.

**FOR THE INDIANA ECONOMIC DEVELOPMENT CORPORATION**

**ADMINISTRATIVE AND FINANCIAL SERVICES**

**General Fund**

Total Operating Expense	6,423,392	6,423,392
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**Training 2000 Fund (IC 5-28-7-5)**

Total Operating Expense	185,630	185,630
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**Industrial Development Grant Fund (IC 5-28-25-4)**

Total Operating Expense	52,139	52,139
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The above appropriation includes funding for the development and implementation of a transparency portal.

**IN 21ST CENTURY RESEARCH & TECHNOLOGY FUND**

Total Operating Expense	14,550,000	14,550,000
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**INTERNATIONAL TRADE**

Total Operating Expense	1,232,197	1,232,197
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**ENTERPRISE ZONE PROGRAM**

**Enterprise Zone Fund (IC 5-28-15-6)**

Total Operating Expense	82,450	82,450
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Augmentation allowed.

	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	<b>LOCAL ECONOMIC DEVELOPMENT ORGANIZATION/</b>		
2	<b>REGIONAL ECONOMIC DEVELOPMENT ORGANIZATION</b>		
3	<b>(LEDO/REDO) MATCHING GRANT PROGRAM</b>		
4			<b>582,000</b>
5	<b>SKILLS ENHANCEMENT FUND</b>		
6			<b>36,000,000</b>
7			
8	<b>Of the above appropriation to the skills enhancement fund, \$9,042,575 shall be used</b>		
9	<b>each year for adult workforce remediation.</b>		
10			
11	<b>BUSINESS PROMOTION PROGRAM</b>		
12			<b>1,689,506</b>
13	<b>ECONOMIC DEVELOPMENT GRANT AND LOAN PROGRAM</b>		
14			<b>756,128</b>
15	<b>INDUSTRIAL DEVELOPMENT GRANT PROGRAM</b>		
16			<b>5,905,330</b>
17			
18	<b>FOR THE HOUSING AND COMMUNITY DEVELOPMENT AUTHORITY</b>		
19	<b>INDIANA INDIVIDUAL DEVELOPMENT ACCOUNTS</b>		
20	<b>500,000</b>	<b>500,000</b>	
21			
22	<b>The housing and community development authority shall collect and report to the</b>		
23	<b>family and social services administration (FSSA) all data required for FSSA to meet</b>		
24	<b>the data collection and reporting requirements in 45 CFR Part 265.</b>		
25			
26	<b>Family and social services administration, division of family resources shall apply</b>		
27	<b>all qualifying expenditures for individual development accounts deposits toward Indiana's</b>		
28	<b>maintenance of effort under the federal Temporary Assistance for Needy Families (TANF)</b>		
29	<b>program (45 CFR 260 et seq.).</b>		
30			
31	<b>FOR THE INDIANA FINANCE AUTHORITY</b>		
32	<b>ENVIRONMENTAL REMEDIATION REVOLVING LOAN PROGRAM</b>		
33	<b>Underground Petroleum Storage Tank Excess Liability Trust Fund (IC 13-23-7-1)</b>		
34	<b>1,500,000</b>	<b>1,500,000</b>	
35			
36	<b>C. EMPLOYMENT SERVICES</b>		
37			
38	<b>FOR THE DEPARTMENT OF WORKFORCE DEVELOPMENT</b>		
39	<b>ADMINISTRATION</b>		
40	<b>General Fund</b>		
41	<b>350,170</b>	<b>350,170</b>	
42	<b>Employment Security Special Fund</b>		
43	<b>666,574</b>	<b>666,574</b>	
44	<b>ADULT VOCATIONAL EDUCATION</b>		
45	<b>206,125</b>	<b>206,125</b>	
46	<b>PROPRIETARY EDUCATIONAL INSTITUTIONS</b>		
47	<b>64,576</b>	<b>64,576</b>	
48	<b>SPECIAL VOCATIONAL EDUCATION - ADULT BASIC EDUCATION</b>		
49	<b>14,000,000</b>	<b>14,000,000</b>	

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It is the intent of the 2013 general assembly that the above appropriations for adult education shall be the total allowable state expenditure for such program. Therefore, if the expected disbursements are anticipated to exceed the total appropriation for a state fiscal year, the department of workforce development shall reduce the distributions proportionately.

**D. OTHER ECONOMIC DEVELOPMENT**

**FOR THE INDIANA STATE FAIR BOARD**

**STATE FAIR**

Total Operating Expense	600,000	600,000
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**SECTION 7. [EFFECTIVE JULY 1, 2013]**

**TRANSPORTATION**

**FOR THE DEPARTMENT OF TRANSPORTATION**

**RAILROAD GRADE CROSSING IMPROVEMENT**

Motor Vehicle Highway Account (IC 8-14-1)

Total Operating Expense	500,000	500,000
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**HIGH SPEED RAIL**

Industrial Rail Service Fund (IC 8-3-1.7-2)

Matching Funds		40,000
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Augmentation allowed.

**PUBLIC MASS TRANSPORTATION**

Total Operating Expense	42,581,051	42,581,051
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The appropriations are to be used solely for the promotion and development of public transportation. The department of transportation shall allocate funds based on a formula approved by the commissioner of the department of transportation.

The department of transportation may distribute public mass transportation funds to an eligible grantee that provides public transportation in Indiana.

The state funds can be used to match federal funds available under the Federal Transit Act (49 U.S.C. 1601, et seq.) or local funds from a requesting grantee.

Before funds may be disbursed to a grantee, the grantee must submit its request for financial assistance to the department of transportation for approval. Allocations must be approved by the governor and the budget agency after review by the budget committee and shall be made on a reimbursement basis. Only applications for capital and operating assistance may be approved. Only those grantees that have met the reporting requirements under IC 8-23-3 are eligible for assistance under this appropriation.

**HIGHWAY OPERATING**

State Highway Fund (IC 8-23-9-54)

Personal Services	208,791,284	204,836,050
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	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
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1     **The appropriations for highway operating, highway vehicle and road maintenance**  
2     **equipment, highway buildings and grounds, the highway planning and research**  
3     **program, the highway maintenance work program, and highway capital improvements**  
4     **are appropriated from estimated revenues, which include the following:**  
5     **(1) Funds distributed to the state highway fund from the motor vehicle highway account**  
6     **under IC 8-14-1-3(4).**  
7     **(2) Funds distributed to the state highway fund from the highway, road and street**  
8     **fund under IC 8-14-2-3.**  
9     **(3) All fees and miscellaneous revenues deposited in or accruing to the state highway**  
10    **fund under IC 8-23-9-54.**  
11    **(4) Any unencumbered funds carried forward in the state highway fund from any previous**  
12    **fiscal year.**  
13    **(5) All other funds appropriated or made available to the department of transportation**  
14    **by the general assembly.**

15  
16    **If funds from sources set out above for the department of transportation exceed**  
17    **appropriations from those sources to the department, the excess amount is hereby**  
18    **appropriated to be used for formal contracts with approval of the governor and the**  
19    **budget agency.**

20  
21    **If there is a change in a statute reducing or increasing revenue for department use,**  
22    **the budget agency shall notify the auditor of state to adjust the above appropriations**  
23    **to reflect the estimated increase or decrease. Upon the request of the department,**  
24    **the budget agency, with the approval of the governor, may allot any increase in**  
25    **appropriations to the department for formal contracts.**

26  
27    **If the department of transportation finds that an emergency exists or that an**  
28    **appropriation will be insufficient to cover expenses incurred in the normal**  
29    **operation of the department, the budget agency may, upon request of the department,**  
30    **and with the approval of the governor, transfer funds from revenue sources set out**  
31    **above from one (1) appropriation to the deficient appropriation. No appropriation**  
32    **from the state highway fund may be used to fund any toll road or toll bridge project**  
33    **except as specifically provided for under IC 8-15-2-20.**

34  
35         **HIGHWAY PLANNING AND RESEARCH PROGRAM**

36         **State Highway Fund (IC 8-23-9-54)**  
37             **Total Operating Expense**                             **2,500,000**             **2,500,000**

38  
39         **STATE HIGHWAY ROAD CONSTRUCTION AND IMPROVEMENT PROGRAM**

40         **State Highway Road Construction Improvement Fund (IC 8-14-10-5)**  
41             **Lease Rental Payments Expense**                   **58,700,000**             **58,000,000**  
42             **Augmentation allowed.**

43  
44    **The above appropriations for the state highway road construction and improvement**  
45    **program are appropriated from the state highway road construction and improvement**  
46    **fund provided in IC 8-14-10-5 and may include any unencumbered funds carried**  
47    **forward from any previous fiscal year. The funds shall be first used for payment**  
48    **of rentals and leases relating to projects under IC 8-14.5. If any funds remain, the**  
49    **funds may be used for the following purposes:**

- 1 (1) road and bridge construction, reconstruction, or replacement;  
 2 (2) construction, reconstruction, or replacement of travel lanes, intersections,  
 3 and grade separations;  
 4 (3) relocation and modernization of existing roads; and  
 5 (4) right-of-way, relocation, and engineering and consulting expenses associated  
 6 with any of the above types of projects.

7  
 8 **CROSSROADS 2000 PROGRAM**

9	State Highway Fund (IC 8-23-9-54)		
10	Lease Rental Payment Expense	6,491,225	10,701,414
11	Augmentation allowed.		
12	Crossroads 2000 Fund (IC 8-14-10-9)		
13	Lease Rental Payment Expense	37,100,000	37,100,000
14	Augmentation allowed.		

15  
 16 The above appropriations for the crossroads 2000 program are appropriated from the  
 17 crossroads 2000 fund provided in IC 8-14-10-9 and may include any unencumbered  
 18 funds carried forward from any previous fiscal year. The funds shall be first used  
 19 for payment of rentals and leases relating to projects under IC 8-14-10-9. If any  
 20 funds remain, the funds may be used for the following purposes:

- 21 (1) road and bridge construction, reconstruction, or replacement;  
 22 (2) construction, reconstruction, or replacement of travel lanes, intersections, and  
 23 grade separations;  
 24 (3) relocation and modernization of existing roads; and  
 25 (4) right-of-way, relocation, and engineering and consulting expenses associated  
 26 with any of the above types of projects.

27  
 28 **MAJOR MOVES CONSTRUCTION PROGRAM**

29	Major Moves Construction Fund (IC 8-14-14-5)		
30	Formal Contracts Expense	5,600,000	2,600,000
31	Augmentation allowed.		
32	<b>FEDERAL APPORTIONMENT</b>		
33	Right-of-Way Expense	35,280,000	20,750,000
34	Formal Contracts Expense	569,282,292	574,672,291
35	Consulting Engineers Expense	75,530,000	41,670,000
36	Highway Planning and Research	12,807,708	12,807,708
37	Local Government Revolving Acct.	227,000,000	216,000,000

38  
 39 The department may establish an account to be known as the "local government revolving  
 40 account". The account is to be used to administer the federal-local highway construction  
 41 program. All contracts issued and all funds received for federal-local projects under  
 42 this program shall be entered into this account.

43  
 44 If the federal apportionments for the fiscal years covered by this act exceed the above  
 45 estimated appropriations for the department or for local governments, the excess  
 46 federal apportionment is hereby appropriated for use by the department with the  
 47 approval of the governor and the budget agency.

48  
 49 The department shall bill, in a timely manner, the federal government for all department

1 payments that are eligible for total or partial reimbursement.

2  
 3 The department may let contracts and enter into agreements for construction and  
 4 preliminary engineering during each year of the 2013-2015 biennium that obligate  
 5 not more than one-third (1/3) of the amount of state funds estimated by the department  
 6 to be available for appropriation in the following year for formal contracts and consulting  
 7 engineers for the capital improvements program.

8  
 9 Under IC 8-23-5-7(a), the department, with the approval of the governor, may construct  
 10 and maintain roadside parks and highways where highways will connect any state highway  
 11 now existing, or hereafter constructed, with any state park, state forest preserve, state  
 12 game preserve, or the grounds of any state institution. There is appropriated to the  
 13 department of transportation an amount sufficient to carry out the provisions of this  
 14 paragraph. Under IC 8-23-5-7(d), such appropriations shall be made from the motor  
 15 vehicle highway account before distribution to local units of government.

16  
 17 **LOCAL TECHNICAL ASSISTANCE AND RESEARCH**

18  
 19 Under IC 8-14-1-3(6), there is appropriated to the department of transportation an amount  
 20 sufficient for:

- 21 (1) the program of technical assistance under IC 8-23-2-5(6); and  
 22 (2) the research and highway extension program conducted for local government under  
 23 IC 8-17-7-4.

24  
 25 The department shall develop an annual program of work for research and extension in  
 26 cooperation with those units being served, listing the types of research and educational  
 27 programs to be undertaken. The commissioner of the department of transportation may  
 28 make a grant under this appropriation to the institution or agency selected to conduct  
 29 the annual work program. Under IC 8-14-1-3(6), appropriations for the program of  
 30 technical assistance and for the program of research and extension shall be taken  
 31 from the local share of the motor vehicle highway account.

32  
 33 Under IC 8-14-1-3(7) there is hereby appropriated such sums as are necessary to  
 34 maintain a sufficient working balance in accounts established to match federal and  
 35 local money for highway projects. These funds are appropriated from the following  
 36 sources in the proportion specified:

- 37 (1) one-half (1/2) from the forty-seven percent (47%) set aside of the motor vehicle  
 38 highway account under IC 8-14-1-3(7); and  
 39 (2) for counties and for those cities and towns with a population greater than five  
 40 thousand (5,000), one-half (1/2) from the distressed road fund under IC 8-14-8-2.

41  
 42 **OHIO RIVER BRIDGE**

State Highway Fund (IC 8-23-9-54)		
Total Operating Expense	63,000,000	63,000,000

43  
 44  
 45  
 46 **SECTION 8. [EFFECTIVE JULY 1, 2013]**

47  
 48 **FAMILY AND SOCIAL SERVICES, HEALTH, AND VETERANS' AFFAIRS**

49



1     **A. FAMILY AND SOCIAL SERVICES**

2

3     **FOR THE FAMILY AND SOCIAL SERVICES ADMINISTRATION**

4

5         **INDIANA PRESCRIPTION DRUG PROGRAM**

6             **Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

7                 **Total Operating Expense**                     1,117,830                     1,117,830

8         **CHILDREN'S HEALTH INSURANCE PROGRAM**

9             **Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

10                **Total Operating Expense**                     36,984,504                     36,984,504

11         **FAMILY AND SOCIAL SERVICES ADMINISTRATION - CENTRAL OFFICE**

12                **Total Operating Expense**                     15,764,735                     15,764,735

13         **OFFICE OF MEDICAID POLICY AND PLANNING - ADMINISTRATION**

14                **Total Operating Expense**                     100,000                        100,000

15         **MEDICAID ADMINISTRATION**

16                **Total Operating Expense**                     51,803,064                     45,303,064

17         **MEDICAID - CURRENT OBLIGATIONS**

18             **General Fund**

19                **Total Operating Expense**                     1,855,200,000                     2,013,200,000

20             **Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

21                **Total Operating Expense**                     4,000,000                        4,000,000

22

23     **The foregoing appropriations for Medicaid current obligations and for Medicaid**  
 24     **administration are for the purpose of enabling the office of Medicaid policy and**  
 25     **planning to carry out all services as provided in IC 12-8-6.5. In addition to the above**  
 26     **appropriations, all money received from the federal government and paid into the**  
 27     **state treasury as a grant or allowance is appropriated and shall be expended by**  
 28     **the office of Medicaid policy and planning for the respective purposes for which**  
 29     **the money was allocated and paid to the state. Subject to the provisions of IC 12-8-1.5-11,**  
 30     **if the sums herein appropriated for Medicaid current obligations and for Medicaid**  
 31     **administration are insufficient to enable the office of Medicaid policy and planning**  
 32     **to meet its obligations, then there is appropriated from the general fund such further**  
 33     **sums as may be necessary for that purpose, subject to the approval of the governor**  
 34     **and the budget agency.**

35

36         **INDIANA CHECK-UP PLAN (EXCLUDING IMMUNIZATION)**

37             **Indiana Check-Up Plan Trust Fund (IC 12-15-44.2-17)**

38                **Total Operating Expense**                     123,654,073                     123,654,073

39         **HOSPITAL CARE FOR THE INDIGENT FUND**

40                **Total Operating Expense**                     57,000,000                     57,000,000

41         **MEDICAL ASSISTANCE TO WARDS (MAW)**

42                **Total Operating Expense**                     13,100,000                     13,100,000

43         **MARION COUNTY HEALTH AND HOSPITAL CORPORATION**

44                **Total Operating Expense**                     38,000,000                     38,000,000

45         **MENTAL HEALTH ADMINISTRATION**

46                **Total Operating Expense**                     3,159,047                        3,159,047

47

48     **Two hundred seventy-five thousand dollars (\$275,000) of the above appropriation**  
 49     **for the state fiscal year beginning July 1, 2013, and ending June 30, 2014, and**

1 two hundred seventy-five thousand dollars (\$275,000) of the above appropriation  
 2 for the state fiscal year beginning July 1, 2014, and ending June 30, 2015, shall  
 3 be distributed in the state fiscal year to neighborhood based community service  
 4 programs.

5			
6	<b>CHILD PSYCHIATRIC SERVICES FUND</b>		
7	Total Operating Expense	16,423,760	16,423,760
8	<b>SERIOUSLY EMOTIONALLY DISTURBED</b>		
9	Total Operating Expense	15,075,408	15,075,408
10	<b>SERIOUSLY MENTALLY ILL</b>		
11	General Fund		
12	Total Operating Expense	94,302,551	94,302,551
13	Mental Health Centers Fund (IC 6-7-1-32.1)		
14	Total Operating Expense	2,700,000	2,700,000
15	Augmentation allowed.		
16	<b>COMMUNITY MENTAL HEALTH CENTERS</b>		
17	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
18	Total Operating Expense	7,000,000	7,000,000
19			

20 The above appropriation from the Tobacco Master Settlement Agreement Fund is in  
 21 addition to other funds. The above appropriations for comprehensive community mental  
 22 health services include the intragovernmental transfers necessary to provide the  
 23 nonfederal share of reimbursement under the Medicaid rehabilitation option.

24  
 25 The comprehensive community mental health centers shall submit their proposed annual  
 26 budgets (including income and operating statements) to the budget agency on or before  
 27 August 1 of each year. All federal funds shall be applied in augmentation of the foregoing  
 28 funds rather than in place of any part of the funds. The office of the secretary, with the  
 29 approval of the budget agency, shall determine an equitable allocation of the appropriation  
 30 among the mental health centers.

31			
32	<b>GAMBLERS' ASSISTANCE</b>		
33	Gamblers' Assistance Fund		
34	Total Operating Expense	3,041,728	3,041,728
35	<b>SUBSTANCE ABUSE TREATMENT</b>		
36	Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)		
37	Total Operating Expense	4,855,820	4,855,820
38	<b>QUALITY ASSURANCE/RESEARCH</b>		
39	Total Operating Expense	562,860	562,860
40	<b>PREVENTION</b>		
41	Gamblers' Assistance Fund		
42	Total Operating Expense	2,572,675	2,572,675
43	Augmentation allowed.		
44	<b>METHADONE DIVERSION CONTROL AND OVERSIGHT (MDCO) PROGRAM</b>		
45	Opioid Treatment Program Fund (IC 12-23-18-4)		
46	Total Operating Expense	380,566	380,566
47	Augmentation allowed.		
48	<b>DMHA YOUTH TOBACCO REDUCTION SUPPORT PROGRAM</b>		
49	DMHA Youth Tobacco Reduction Support Program		

		<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
		<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	<b>Total Operating Expense</b>	<b>250,000</b>	<b>250,000</b>	
2	Augmentation allowed.			
3	<b>EVANSVILLE PSYCHIATRIC CHILDREN'S CENTER</b>			
4	From the General Fund			
5	726,378	726,378		
6	From the Mental Health Fund (IC 12-24-14-4)			
7	2,747,484	2,747,484		
8	Augmentation allowed.			
9				
10	The amounts specified from the general fund and the mental health fund are for the			
11	following purposes:			
12				
13	Personal Services	2,901,008	2,901,008	
14	Other Operating Expense	572,854	572,854	
15				
16	<b>EVANSVILLE STATE HOSPITAL</b>			
17	From the General Fund			
18	22,018,659	22,018,659		
19	From the Mental Health Fund (IC 12-24-14-4)			
20	5,180,386	5,180,386		
21	Augmentation allowed.			
22				
23	The amounts specified from the general fund and the mental health fund are for the			
24	following purposes:			
25				
26	Personal Services	19,055,208	19,055,208	
27	Other Operating Expense	8,143,837	8,143,837	
28				
29	<b>LARUE CARTER MEMORIAL HOSPITAL</b>			
30	From the General Fund			
31	18,500,766	18,500,766		
32	From the Mental Health Fund (IC 12-24-14-4)			
33	9,008,594	9,008,594		
34	Augmentation allowed.			
35				
36	The amounts specified from the general fund and the mental health fund are for the			
37	following purposes:			
38				
39	Personal Services	18,453,369	18,453,369	
40	Other Operating Expense	9,055,991	9,055,991	
41				
42	<b>LOGANSPORT STATE HOSPITAL</b>			
43	From the General Fund			
44	28,662,340	28,662,340		
45	From the Mental Health Fund (IC 12-24-14-4)			
46	3,668,784	3,668,784		
47	Augmentation allowed.			
48				
49	The amounts specified from the general fund and the mental health fund are for the			

1 following purposes:

2			
3	Personal Services	24,987,677	24,987,677
4	Other Operating Expense	7,343,447	7,343,447

5  
6 **MADISON STATE HOSPITAL**

7	From the General Fund		
8		23,239,646	23,239,646
9	From the Mental Health Fund (IC 12-24-14-4)		
10		4,505,252	4,505,252
11	Augmentation allowed.		

12  
13 The amounts specified from the general fund and the mental health fund are for the  
14 following purposes:

15			
16	Personal Services	21,700,000	21,700,000
17	Other Operating Expense	6,044,898	6,044,898

18  
19 **RICHMOND STATE HOSPITAL**

20	From the General Fund		
21		29,355,977	29,355,977
22	From the Mental Health Fund (IC 12-24-14-4)		
23		5,576,998	5,576,998
24	Augmentation allowed.		

25  
26 The amounts specified from the general fund and the mental health fund are for the  
27 following purposes:

28			
29	Personal Services	26,430,975	26,430,975
30	Other Operating Expense	8,502,000	8,502,000

31  
32 **PATIENT PAYROLL**

33	Total Operating Expense	257,206	257,206
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34  
35 The federal share of revenue accruing to the state mental health institutions under  
36 IC 12-15, based on the applicable Federal Medical Assistance Percentage (FMAP),  
37 shall be deposited in the mental health fund established by IC 12-24-14-1, and the  
38 remainder shall be deposited in the general fund.

39  
40 In addition to the above appropriations, each institution may qualify for an additional  
41 appropriation, or allotment, subject to approval of the governor and the budget agency,  
42 from the mental health fund of up to twenty percent (20%), but not to exceed \$50,000  
43 in each fiscal year, of the amount by which actual net collections exceed an amount  
44 specified in writing by the division of mental health and addiction before July 1 of  
45 each year beginning July 1, 2013.

46  
47 **DIVISION OF FAMILY RESOURCES ADMINISTRATION**

48	Personal Services	2,458,912	2,458,912
49	Other Operating Expense	536,857	536,857

1	<b>CHILD CARE LICENSING FUND</b>		
2	<b>Child Care Fund (IC 12-17.2-2-3)</b>		
3	<b>Total Operating Expense</b>	<b>45,000</b>	<b>45,000</b>
4	<b>Augmentation allowed.</b>		
5	<b>EBT ADMINISTRATION</b>		
6	<b>Total Operating Expense</b>	<b>2,278,565</b>	<b>2,278,565</b>

7  
8 **The foregoing appropriations for the division of family resources Title IV-D of the**  
9 **federal Social Security Act are made under, and not in addition to, IC 31-25-4-28.**

10			
11	<b>DFR - COUNTY ADMINISTRATION</b>		
12	<b>Total Operating Expense</b>	<b>90,229,853</b>	<b>90,229,853</b>
13	<b>INDIANA CLIENT ELIGIBILITY SYSTEM (ICES)</b>		
14	<b>Total Operating Expense</b>	<b>7,292,497</b>	<b>7,292,497</b>
15	<b>IMPACT PROGRAM</b>		
16	<b>Total Operating Expense</b>	<b>3,016,665</b>	<b>3,016,665</b>
17	<b>TEMPORARY ASSISTANCE FOR NEEDY FAMILIES (TANF)</b>		
18	<b>Total Operating Expense</b>	<b>29,276,757</b>	<b>29,276,757</b>
19	<b>IMPACT PROGRAM - SNAP ADMINISTRATION</b>		
20	<b>Total Operating Expense</b>	<b>2,182,125</b>	<b>2,182,125</b>
21	<b>CHILD CARE &amp; DEVELOPMENT FUND</b>		
22	<b>Total Operating Expense</b>	<b>34,316,109</b>	<b>34,316,109</b>

23  
24 **The foregoing appropriations for information systems/technology, education**  
25 **and training, Temporary Assistance for Needy Families (TANF), and child care**  
26 **services are for the purpose of enabling the division of family resources to carry**  
27 **out all services as provided in IC 12-14. In addition to the above appropriations,**  
28 **all money received from the federal government and paid into the state treasury**  
29 **as a grant or allowance is appropriated and shall be expended by the division of**  
30 **family resources for the respective purposes for which such money was allocated**  
31 **and paid to the state.**

32			
33	<b>BURIAL EXPENSES</b>		
34	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
35	<b>Total Operating Expense</b>	<b>1,607,219</b>	<b>1,607,219</b>
36	<b>SCHOOL AGE CHILD CARE PROJECT FUND</b>		
37	<b>Total Operating Expense</b>	<b>812,413</b>	<b>812,413</b>
38	<b>HEADSTART - FEDERAL</b>		
39	<b>Total Operating Expense</b>	<b>43,750</b>	<b>43,750</b>
40	<b>DIVISION OF AGING ADMINISTRATION</b>		
41	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
42	<b>Personal Services</b>	<b>282,408</b>	<b>282,408</b>
43	<b>Other Operating Expense</b>	<b>455,970</b>	<b>455,970</b>

44  
45 **The above appropriations for the division of aging administration are for administrative**  
46 **expenses. Any federal fund reimbursements received for such purposes are to be deposited**  
47 **in the general fund.**

48  
49 **ROOM AND BOARD ASSISTANCE (R-CAP)**

	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
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	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
1	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
2	<b>Total Operating Expense</b>	<b>360,764</b>	<b>360,764</b>
3	<b>BUREAU OF REHABILITATIVE SERVICES</b>		
4	<b>- VOCATIONAL REHABILITATION OPERATING</b>		
5	<b>Personal Services</b>	<b>15,501,710</b>	<b>15,501,710</b>
6	<b>Other Operating Expense</b>	<b>380,362</b>	<b>380,362</b>
7	<b>AID TO INDEPENDENT LIVING</b>		
8	<b>Total Operating Expense</b>	<b>46,927</b>	<b>46,927</b>
9	<b>accessABILITY CENTER FOR INDEPENDENT LIVING</b>		
10	<b>Total Operating Expense</b>	<b>87,665</b>	<b>87,665</b>
11	<b>SOUTHERN INDIANA CENTER FOR INDEPENDENT LIVING</b>		
12	<b>Total Operating Expense</b>	<b>87,665</b>	<b>87,665</b>
13	<b>ATTIC, INCORPORATED</b>		
14	<b>Total Operating Expense</b>	<b>87,665</b>	<b>87,665</b>
15	<b>LEAGUE FOR THE BLIND AND DISABLED</b>		
16	<b>Total Operating Expense</b>	<b>87,665</b>	<b>87,665</b>
17	<b>FUTURE CHOICES, INC.</b>		
18	<b>Total Operating Expense</b>	<b>158,113</b>	<b>158,113</b>
19	<b>THE WABASH INDEPENDENT LIVING AND LEARNING CENTER, INC.</b>		
20	<b>Total Operating Expense</b>	<b>158,113</b>	<b>158,113</b>
21	<b>INDEPENDENT LIVING CENTER OF EASTERN INDIANA</b>		
22	<b>Total Operating Expense</b>	<b>158,113</b>	<b>158,113</b>
23	<b>BUREAU OF REHABILITATIVE SERVICES - DEAF AND HARD OF HEARING SERVICES</b>		
24	<b>Personal Services</b>	<b>112,175</b>	<b>112,175</b>
25	<b>Other Operating Expense</b>	<b>154,599</b>	<b>154,599</b>
26	<b>BUREAU OF REHABILITATIVE SERVICES - BLIND VENDING OPERATIONS</b>		
27	<b>Total Operating Expense</b>	<b>129,905</b>	<b>129,905</b>
28	<b>BUREAU OF REHABILITATIVE SERVICES - INDEPENDENT LIVING - BLIND ELDERLY</b>		
29	<b>Total Operating Expense</b>	<b>73,378</b>	<b>73,378</b>
30	<b>BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES</b>		
31	<b>- RESIDENTIAL FACILITIES COUNCIL</b>		
32	<b>Total Operating Expense</b>	<b>5,008</b>	<b>5,008</b>
33	<b>BUREAU OF REHABILITATIVE SERVICES - EMPLOYEE TRAINING</b>		
34	<b>Total Operating Expense</b>	<b>6,112</b>	<b>6,112</b>
35	<b>BUREAU OF QUALITY IMPROVEMENT SERVICES - BQIS</b>		
36	<b>Total Operating Expense</b>	<b>2,533,633</b>	<b>2,533,633</b>
37	<b>BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - DAY SERVICES</b>		
38	<b>Other Operating Expense</b>	<b>3,159,384</b>	<b>3,159,384</b>
39	<b>BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES</b>		
40	<b>- DIAGNOSIS AND EVALUATION</b>		
41	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
42	<b>Other Operating Expense</b>	<b>400,125</b>	<b>400,125</b>
43	<b>FIRST STEPS</b>		
44	<b>Total Operating Expense</b>	<b>6,149,513</b>	<b>6,149,513</b>
45	<b>BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - EPILEPSY PROGRAM</b>		
46	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
47	<b>Other Operating Expense</b>	<b>463,758</b>	<b>463,758</b>
48	<b>BUREAU OF DEVELOPMENTAL DISABILITIES SERVICES - CAREGIVER SUPPORT</b>		
49	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		

	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
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	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	<b>General Fund</b>		
2	<b>258,561,900</b>	<b>258,561,900</b>	
3	Augmentation allowed.		
4	<b>FAMILY &amp; CHILDREN SERVICES</b>		
5	<b>25,357,584</b>	<b>25,357,584</b>	
6	<b>ADOPTION SERVICE GRANTS</b>		
7	<b>26,983,440</b>	<b>26,983,440</b>	
8	<b>IN SUPPORT ENFORCEMENT TRACK.</b>		
9	<b>4,806,636</b>	<b>4,806,636</b>	
10	<b>INDEPENDENT LIVING</b>		
11	<b>1,361,982</b>	<b>1,361,982</b>	
12	<b>YOUTH SERVICE BUREAU</b>		
13	<b>1,303,699</b>	<b>1,303,699</b>	
14	<b>PROJECT SAFEPLACE</b>		
15	<b>112,000</b>	<b>112,000</b>	
16	<b>HEALTHY FAMILIES INDIANA</b>		
17	<b>3,093,165</b>	<b>3,093,165</b>	
18	<b>CHILD WELFARE TRAINING - STATE APPROP</b>		
19	<b>3,679,518</b>	<b>3,679,518</b>	
20	<b>ADOPTION ASSISTANCE</b>		
21	<b>921,500</b>	<b>921,500</b>	
22	<b>ADOPTION SERVICES</b>		
23	<b>15,137,933</b>	<b>15,137,933</b>	
24	<b>SPECIAL NEEDS ADOPTION II</b>		
25	<b>699,600</b>	<b>699,600</b>	
26	<b>DCS INFO SYSTEMS TECH ST APPROP.</b>		
27	<b>11,082,363</b>	<b>11,082,363</b>	
28			
29	<b>FOR THE DEPARTMENT OF ADMINISTRATION</b>		
30	<b>DEPARTMENT OF CHILD SERVICES OMBUDSMAN BUREAU</b>		
31	<b>215,675</b>	<b>215,675</b>	
32			
33	<b>B. PUBLIC HEALTH</b>		
34			
35	<b>FOR THE STATE DEPARTMENT OF HEALTH</b>		
36	<b>General Fund</b>		
37	<b>23,608,005</b>	<b>23,608,005</b>	
38	<b>ISDH Indirect Revenue</b>		
39	<b>4,000,000</b>	<b>4,000,000</b>	
40	<b>Augmentation Allowed.</b>		
41			
42	<b>The amounts specified from the General Fund and ISDH Indirect Revenue are</b>		
43	<b>for the following purposes:</b>		
44			
45	<b>20,320,120</b>	<b>20,320,120</b>	
46	<b>7,287,885</b>	<b>7,287,885</b>	
47			
48	<b>All receipts to the state department of health from licenses or permit fees shall</b>		
49	<b>be deposited in the state general fund.</b>		

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**AREA HEALTH EDUCATION CENTERS**

**Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

<b>Total Operating Expense</b>	<b>1,143,994</b>	<b>1,143,994</b>
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**CANCER REGISTRY**

**Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

<b>Total Operating Expense</b>	<b>503,479</b>	<b>503,479</b>
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**MINORITY HEALTH INITIATIVE**

**Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

<b>Total Operating Expense</b>	<b>2,473,500</b>	<b>2,473,500</b>
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The foregoing appropriations shall be allocated to the Indiana Minority Health Coalition to work with the state department on the implementation of IC 16-46-11.

**SICKLE CELL**

**Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

<b>Total Operating Expense</b>	<b>242,500</b>	<b>242,500</b>
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**AID TO COUNTY TUBERCULOSIS HOSPITALS**

**Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

<b>Total Operating Expense</b>	<b>79,880</b>	<b>79,880</b>
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These funds shall be used for eligible expenses according to IC 16-21-7-3 for tuberculosis patients for whom there are no other sources of reimbursement, including patient resources, health insurance, medical assistance payments, and hospital care for the indigent.

**MEDICARE-MEDICAID CERTIFICATION**

<b>Total Operating Expense</b>	<b>5,169,142</b>	<b>5,169,142</b>
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Personal services augmentation allowed in amounts not to exceed revenue from health facilities license fees or from health care providers (as defined in IC 16-18-2-163) fee increases or those adopted by the Executive Board of the Indiana State Department of Health under IC 16-19-3.

**AIDS EDUCATION**

**Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

<b>Personal Services</b>	<b>271,105</b>	<b>271,105</b>
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<b>Other Operating Expense</b>	<b>402,713</b>	<b>402,713</b>
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**HIV/AIDS SERVICES**

**Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

<b>Total Operating Expense</b>	<b>2,054,141</b>	<b>2,054,141</b>
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**SSBG - AIDS CARE COORDINATION**

<b>Total Operating Expense</b>	<b>287,609</b>	<b>287,609</b>
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**TEST FOR DRUG AFFLICTED BABIES**

**Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

<b>Total Operating Expense</b>	<b>47,921</b>	<b>47,921</b>
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**STATE CHRONIC DISEASES**

**Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)**

<b>Personal Services</b>	<b>67,205</b>	<b>67,205</b>
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	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
1	<b>Other Operating Expense</b>	<b>821,958</b>	<b>821,958</b>
2			
3	<b>At least \$82,560 of the above appropriations shall be for grants to community groups</b>		
4	<b>and organizations as provided in IC 16-46-7-8.</b>		
5			
6	<b>FOOD ASSISTANCE</b>		
7	<b>Total Operating Expense</b>	<b>108,225</b>	<b>108,225</b>
8	<b>WOMEN, INFANTS, AND CHILDREN SUPPLEMENT</b>		
9	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
10	<b>Total Operating Expense</b>	<b>190,000</b>	<b>190,000</b>
11	<b>SSBG - MATERNAL &amp; CHILD HEALTH</b>		
12	<b>Total Operating Expense</b>	<b>280,671</b>	<b>280,671</b>
13	<b>MATERNAL AND CHILD HEALTH SUPPLEMENT</b>		
14	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
15	<b>Total Operating Expense</b>	<b>190,000</b>	<b>190,000</b>
16	<b>CANCER EDUCATION AND DIAGNOSIS - BREAST CANCER</b>		
17	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
18	<b>Total Operating Expense</b>	<b>71,311</b>	<b>71,311</b>
19	<b>CANCER EDUCATION AND DIAGNOSIS - PROSTATE CANCER</b>		
20	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
21	<b>Total Operating Expense</b>	<b>76,679</b>	<b>76,679</b>
22	<b>ADOPTION HISTORY</b>		
23	<b>Adoption History Fund (IC 31-19-18-6)</b>		
24	<b>Total Operating Expense</b>	<b>198,212</b>	<b>198,212</b>
25	<b>Augmentation allowed.</b>		
26	<b>CHILDREN WITH SPECIAL HEALTH CARE NEEDS</b>		
27	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
28	<b>Total Operating Expense</b>	<b>10,759,276</b>	<b>10,759,276</b>
29	<b>Augmentation allowed.</b>		
30	<b>NEWBORN SCREENING PROGRAM</b>		
31	<b>Newborn Screening Fund (IC 16-41-17-11)</b>		
32	<b>Personal Services</b>	<b>671,877</b>	<b>671,877</b>
33	<b>Other Operating Expense</b>	<b>1,909,917</b>	<b>1,909,917</b>
34	<b>Augmentation allowed.</b>		
35			
36	<b>The above appropriation includes funding for pulse oximetry screening of infants.</b>		
37			
38	<b>CENTER FOR DEAF AND HARD OF HEARING EDUCATION</b>		
39	<b>Total Operating Expense</b>	<b>2,080,512</b>	<b>2,080,512</b>
40	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
41	<b>Total Operating Expense</b>	<b>670,000</b>	<b>670,000</b>
42	<b>RADON GAS TRUST FUND</b>		
43	<b>Radon Gas Trust Fund (IC 16-41-38-8)</b>		
44	<b>Total Operating Expense</b>	<b>11,000</b>	<b>11,000</b>
45	<b>Augmentation allowed.</b>		
46	<b>BIRTH PROBLEMS REGISTRY</b>		
47	<b>Birth Problems Registry Fund (IC 16-38-4-17)</b>		
48	<b>Personal Services</b>	<b>66,735</b>	<b>66,735</b>
49	<b>Other Operating Expense</b>	<b>9,056</b>	<b>9,056</b>

	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
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1 IC 16-46-10 to reflect population increases in various counties. Money appropriated  
 2 to the local health maintenance fund must be allocated under the following schedule  
 3 each year to each local board of health whose application for funding is approved by  
 4 the state department of health:

5			
6	<b>COUNTY POPULATION</b>	<b>AMOUNT OF GRANT</b>	
7	over 499,999	94,112	
8	100,000 - 499,999	72,672	
9	50,000 - 99,999	48,859	
10	under 50,000	33,139	

11			
12	<b>LOCAL HEALTH DEPARTMENT ACCOUNT</b>		
13	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
14	<b>Total Operating Expense</b>	<b>3,000,000</b>	<b>3,000,000</b>

15  
 16 The foregoing appropriations for the local health department account are statutory  
 17 distributions under IC 4-12-7.

18			
19	<b>TOBACCO USE PREVENTION AND CESSATION PROGRAM</b>		
20	<b>Tobacco Master Settlement Agreement Fund (IC 4-12-1-14.3)</b>		
21	<b>Total Operating Expense</b>	<b>4,051,037</b>	<b>4,051,037</b>

22  
 23 A minimum of 85% of the above appropriations shall be used for grants to local  
 24 agencies and other entities with programs designed to reduce smoking.

25			
26	<b>FOR THE INDIANA SCHOOL FOR THE BLIND AND VISUALLY IMPAIRED</b>		
27	<b>Personal Services</b>	<b>9,638,808</b>	<b>9,638,808</b>
28	<b>Other Operating Expense</b>	<b>936,050</b>	<b>936,050</b>

29			
30	<b>FOR THE INDIANA SCHOOL FOR THE DEAF</b>		
31	<b>Personal Services</b>	<b>13,277,055</b>	<b>13,277,055</b>
32	<b>Other Operating Expense</b>	<b>2,216,939</b>	<b>2,137,739</b>

33  
 34 **C. VETERANS' AFFAIRS**

35			
36	<b>FOR THE INDIANA DEPARTMENT OF VETERANS' AFFAIRS</b>		
37	<b>Personal Services</b>	<b>473,845</b>	<b>473,845</b>
38	<b>Other Operating Expense</b>	<b>52,349</b>	<b>52,349</b>

39  
 40 The above appropriations for the Department of Veterans' Affairs includes \$113,316  
 41 annually for the training and accreditation of Veteran Service Officers.

42			
43	<b>DISABLED AMERICAN VETERANS OF WORLD WARS</b>		
44	<b>Total Operating Expense</b>	<b>40,000</b>	<b>40,000</b>
45	<b>AMERICAN VETERANS OF WORLD WAR II, KOREA, AND VIETNAM</b>		
46	<b>Total Operating Expense</b>	<b>30,000</b>	<b>30,000</b>
47	<b>VETERANS OF FOREIGN WARS</b>		
48	<b>Total Operating Expense</b>	<b>30,000</b>	<b>30,000</b>
49	<b>VIETNAM VETERANS OF AMERICA</b>		

	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1			20,000
2	<b>Total Operating Expense</b>		
3	<b>MILITARY FAMILY RELIEF FUND</b>		
4	<b>Military Family Relief Fund (IC 10-17-12-8)</b>		
5			
6			
7	<b>Total Operating Expense</b>		
8	450,000	450,000	
9	<b>INDIANA VETERANS' HOME</b>		
10	<b>From the General Fund</b>		
11	3,017,711	3,017,711	
12	<b>From the Veterans' Home Comfort and Welfare Program</b>		
13	13,370,531	13,370,531	
14	<b>From the IVH Medicaid Reimbursement Fund</b>		
15	7,353,100	7,353,100	
16	<b>From the IVH Medicare Revenue Fund</b>		
17	924,658	924,658	
18	<b>Augmentation allowed from the Comfort and Welfare Fund, IVH Medicaid Reimbursement</b>		
19	<b>Fund, and the IVH Medicare Revenue Fund.</b>		
20	<b>The amounts specified from the General Fund and the Veterans' Home Comfort and Welfare</b>		
21	<b>Fund are for the following purposes:</b>		
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		<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
		<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	Fee Replacement	2,969,040	2,491,336	
2				
3	<b>TOTAL APPROPRIATION - INDIANA UNIVERSITY REGIONAL CAMPUSES</b>			
4	93,046,882 92,221,413			
5				
6	<b>FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY</b>			
7	<b>AT INDIANAPOLIS (IUPUI)</b>			
8	<b>I. U. SCHOOLS OF MEDICINE AND DENTISTRY</b>			
9	Total Operating Expense	98,042,060	98,042,060	
10	Fee Replacement	3,409,706	3,486,679	
11				
12	<b>FOR INDIANA UNIVERSITY SCHOOL OF MEDICINE ON</b>			
13	<b>THE CAMPUS OF THE UNIVERSITY OF SOUTHERN INDIANA</b>			
14	Total Operating Expense	1,603,670	1,603,670	
15	<b>THE CAMPUS OF INDIANA UNIVERSITY-PURDUE UNIVERSITY FORT WAYNE</b>			
16	Total Operating Expense	1,475,274	1,475,274	
17	<b>THE CAMPUS OF INDIANA UNIVERSITY-NORTHWEST</b>			
18	Total Operating Expense	2,095,829	2,095,829	
19	<b>THE CAMPUS OF PURDUE UNIVERSITY</b>			
20	Total Operating Expense	1,870,823	1,870,823	
21	<b>THE CAMPUS OF BALL STATE UNIVERSITY</b>			
22	Total Operating Expense	1,682,175	1,682,175	
23	<b>THE CAMPUS OF THE UNIVERSITY OF NOTRE DAME</b>			
24	Total Operating Expense	1,560,016	1,560,016	
25	<b>THE CAMPUS OF INDIANA STATE UNIVERSITY</b>			
26	Total Operating Expense	1,859,876	1,859,876	
27				
28	The Indiana University School of Medicine - Indianapolis shall submit to the Indiana			
29	commission for higher education before May 15 of each year an accountability report			
30	containing data on the number of medical school graduates who entered primary care			
31	physician residencies in Indiana from the school's most recent graduating class.			
32				
33	<b>FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY AT INDIANAPOLIS (IUPUI)</b>			
34	<b>GENERAL ACADEMIC DIVISIONS</b>			
35	Total Operating Expense	94,077,760	94,483,375	
36	Fee Replacement	15,188,016	15,530,879	
37				
38	<b>TOTAL APPROPRIATIONS - IUPUI</b>			
39	222,865,205 223,690,656			
40				
41	Transfers of allocations between campuses to correct for errors in allocation among			
42	the campuses of Indiana University can be made by the institution with the approval of			
43	the commission for higher education and the budget agency. Indiana University shall			
44	maintain current operations at all statewide medical education sites.			
45				
46	<b>FOR INDIANA UNIVERSITY</b>			
47	<b>ABILENE NETWORK OPERATIONS CENTER</b>			
48	Total Operating Expense	707,707	707,707	
49	<b>SPINAL CORD AND HEAD INJURY RESEARCH CENTER</b>			

	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	<b>Total Operating Expense</b>	<b>524,230</b>	<b>524,230</b>
2	<b>MEDICAL EDUCATION CENTER EXPANSION</b>		
3	<b>Total Operating Expense</b>	<b>3,000,000</b>	<b>3,000,000</b>
4			
5	The above appropriations for medical education center expansion are intended to		
6	help increase medical school class size on a statewide basis. The funds shall be		
7	used to help increase enrollment and to provide clinical instruction. The funds		
8	shall be distributed to the nine (9) existing medical education centers in proportion		
9	to the increase in enrollment for each center.		
10			
11	<b>INSTITUTE FOR THE STUDY OF DEVELOPMENTAL DISABILITIES</b>		
12	<b>Total Operating Expense</b>	<b>2,105,824</b>	<b>2,105,824</b>
13	<b>GEOLOGICAL SURVEY</b>		
14	<b>Total Operating Expense</b>	<b>2,636,907</b>	<b>2,636,907</b>
15	<b>LOCAL GOVERNMENT ADVISORY COMMISSION</b>		
16	<b>Total Operating Expense</b>	<b>48,062</b>	<b>48,062</b>
17	<b>I-LIGHT NETWORK OPERATIONS</b>		
18	<b>Build Indiana Fund (IC 4-30-17)</b>		
19	<b>Total Operating Expense</b>	<b>1,471,833</b>	<b>1,471,833</b>
20			
21	<b>FOR PURDUE UNIVERSITY</b>		
22	<b>WEST LAFAYETTE</b>		
23	<b>Total Operating Expense</b>	<b>239,904,922</b>	<b>240,248,730</b>
24	<b>Fee Replacement</b>	<b>21,336,918</b>	<b>20,821,980</b>
25			
26	<b>FOR PURDUE UNIVERSITY - REGIONAL CAMPUSES</b>		
27	<b>CALUMET</b>		
28	<b>Total Operating Expense</b>	<b>27,282,303</b>	<b>27,278,689</b>
29	<b>Fee Replacement</b>	<b>1,474,082</b>	<b>1,478,484</b>
30	<b>NORTH CENTRAL</b>		
31	<b>Total Operating Expense</b>	<b>13,180,751</b>	<b>13,161,351</b>
32			
33	<b>TOTAL APPROPRIATION - PURDUE UNIVERSITY REGIONAL CAMPUSES</b>		
34	<b>41,937,136</b>	<b>41,918,524</b>	
35			
36	<b>FOR INDIANA UNIVERSITY - PURDUE UNIVERSITY</b>		
37	<b>AT FORT WAYNE (IPFW)</b>		
38	<b>Total Operating Expense</b>	<b>38,212,999</b>	<b>38,044,752</b>
39	<b>Fee Replacement</b>	<b>5,310,403</b>	<b>5,312,223</b>
40			
41	Transfers of allocations between campuses to correct for errors in allocation among		
42	the campuses of Purdue University can be made by the institution with the approval of		
43	the commission for higher education and the budget agency.		
44			
45	<b>FOR PURDUE UNIVERSITY</b>		
46	<b>ANIMAL DISEASE DIAGNOSTIC LABORATORY SYSTEM</b>		
47	<b>Total Operating Expense</b>	<b>3,449,706</b>	<b>3,449,706</b>
48			
49	The above appropriations shall be used to fund the animal disease diagnostic laboratory		



1 system (ADDL), which consists of the main ADDL at West Lafayette, the bangs disease  
 2 testing service at West Lafayette, and the southern branch of ADDL Southern Indiana  
 3 Purdue Agricultural Center (SIPAC) in Dubois County. The above appropriations are  
 4 in addition to any user charges that may be established and collected under IC 21-46-3-5.  
 5 Notwithstanding IC 21-46-3-4, the trustees of Purdue University may approve reasonable  
 6 charges for testing for pseudorabies.

7			
8	<b>STATEWIDE TECHNOLOGY</b>		
9	<b>Total Operating Expense</b>	<b>6,468,848</b>	<b>6,468,848</b>
10			
11	<b>COUNTY AGRICULTURAL EXTENSION EDUCATORS</b>		
12	<b>Total Operating Expense</b>	<b>7,234,605</b>	<b>7,234,605</b>
13	<b>AGRICULTURAL RESEARCH AND EXTENSION - CROSSROADS</b>		
14	<b>Total Operating Expense</b>	<b>7,238,961</b>	<b>7,238,961</b>
15	<b>CENTER FOR PARALYSIS RESEARCH</b>		
16	<b>Total Operating Expense</b>	<b>522,558</b>	<b>522,558</b>
17	<b>UNIVERSITY-BASED BUSINESS ASSISTANCE</b>		
18	<b>Total Operating Expense</b>	<b>1,889,039</b>	<b>1,889,039</b>
19			
20	<b>FOR INDIANA STATE UNIVERSITY</b>		
21	<b>Total Operating Expense</b>	<b>65,894,336</b>	<b>65,408,841</b>
22	<b>Fee Replacement</b>	<b>8,531,280</b>	<b>8,533,541</b>
23			
24	<b>NURSING PROGRAM</b>		
25	<b>Total Operating Expense</b>	<b>204,000</b>	<b>204,000</b>
26			
27	<b>FOR UNIVERSITY OF SOUTHERN INDIANA</b>		
28	<b>Total Operating Expense</b>	<b>41,308,566</b>	<b>41,394,099</b>
29	<b>Fee Replacement</b>	<b>11,064,580</b>	<b>10,738,142</b>
30			
31	<b>HISTORIC NEW HARMONY</b>		
32	<b>Total Operating Expense</b>	<b>470,414</b>	<b>470,414</b>
33			
34	<b>FOR BALL STATE UNIVERSITY</b>		
35	<b>Total Operating Expense</b>	<b>115,491,864</b>	<b>114,614,978</b>
36	<b>Fee Replacement</b>	<b>15,305,615</b>	<b>14,539,194</b>
37			
38	<b>ENTREPRENEURIAL COLLEGE</b>		
39	<b>Total Operating Expense</b>	<b>2,500,000</b>	<b>2,500,000</b>
40	<b>ACADEMY FOR SCIENCE, MATHEMATICS, AND HUMANITIES</b>		
41	<b>Total Operating Expense</b>	<b>4,273,836</b>	<b>4,273,836</b>
42			
43	<b>FOR VINCENNES UNIVERSITY</b>		
44	<b>Total Operating Expense</b>	<b>38,246,561</b>	<b>38,297,613</b>
45	<b>Fee Replacement</b>	<b>4,786,137</b>	<b>4,789,687</b>
46			
47	<b>FOR IVY TECH COMMUNITY COLLEGE</b>		
48	<b>Total Operating Expense</b>	<b>196,418,556</b>	<b>197,554,034</b>
49	<b>Fee Replacement</b>	<b>35,326,613</b>	<b>34,861,228</b>

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**VALPO NURSING PARTNERSHIP**

Total Operating Expense	85,411	85,411
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**FT. WAYNE PUBLIC SAFETY TRAINING CENTER**

Total Operating Expense	1,000,000	1,000,000
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**FOR THE INDIANA HIGHER EDUCATION TELECOMMUNICATIONS SYSTEM (IHETS)**

**Build Indiana Fund (IC 4-30-17)**

Total Operating Expense	491,438	491,438
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The above appropriations do not include funds for the course development grant program.

The sums herein appropriated to Indiana University, Purdue University, Indiana State University, University of Southern Indiana, Ball State University, Vincennes University, Ivy Tech Community College, and the Indiana Higher Education Telecommunications System (IHETS) are in addition to all income of said institutions and IHETS, respectively, from all permanent fees and endowments and from all land grants, fees, earnings, and receipts, including gifts, grants, bequests, and devises, and receipts from any miscellaneous sales from whatever source derived.

All such income and all such fees, earnings, and receipts on hand June 30, 2013, and all such income and fees, earnings, and receipts accruing thereafter are hereby appropriated to the boards of trustees or directors of the aforementioned institutions and IHETS and may be expended for any necessary expenses of the respective institutions and IHETS, including university hospitals, schools of medicine, nurses' training schools, schools of dentistry, and agricultural extension and experimental stations. However, such income, fees, earnings, and receipts may be used for land and structures only if approved by the governor and the budget agency.

The foregoing appropriations to Indiana University, Purdue University, Indiana State University, University of Southern Indiana, Ball State University, Vincennes University, Ivy Tech Community College, and IHETS include the employers' share of Social Security payments for university and IHETS employees under the public employees' retirement fund, or institutions covered by the Indiana state teachers' retirement fund. The funds appropriated also include funding for the employers' share of payments to the public employees' retirement fund and to the Indiana state teachers' retirement fund at a rate to be established by the retirement funds for both fiscal years for each institution and for IHETS employees covered by these retirement plans.

The treasurers of Indiana University, Purdue University, Indiana State University, University of Southern Indiana, Ball State University, Vincennes University, and Ivy Tech Community College shall, at the end of each three (3) month period, prepare and file with the auditor of state a financial statement that shall show in total all revenues received from any source, together with a consolidated statement of disbursements for the same period. The budget director shall establish the requirements for the form and substance of the reports.

The reports of the treasurer also shall contain in such form and in such detail as the governor and the budget agency may specify, complete information concerning receipts

1 from all sources, together with any contracts, agreements, or arrangements with any  
 2 federal agency, private foundation, corporation, or other entity from which such receipts  
 3 accrue.

4  
 5 All such treasurers' reports are matters of public record and shall include without  
 6 limitation a record of the purposes of any and all gifts and trusts with the sole  
 7 exception of the names of those donors who request to remain anonymous.

8  
 9 Notwithstanding IC 4-10-11, the auditor of state shall draw warrants to the treasurers  
 10 of Indiana University, Purdue University, Indiana State University, University of  
 11 Southern Indiana, Ball State University, Vincennes University, and Ivy Tech Community  
 12 College on the basis of vouchers stating the total amount claimed against each fund or  
 13 account, or both, but not to exceed the legally made appropriations.

14  
 15 Notwithstanding IC 4-12-1-14, for universities and colleges supported in whole or  
 16 in part by state funds, grant applications and lists of applications need only be  
 17 submitted upon request to the budget agency for review and approval or disapproval  
 18 and, unless disapproved by the budget agency, federal grant funds may be requested  
 19 and spent without approval by the budget agency. Each institution shall retain the  
 20 applications for a reasonable period of time and submit a list of all grant applications,  
 21 at least monthly, to the commission for higher education for informational purposes.

22  
 23 For all university special appropriations, an itemized list of intended expenditures,  
 24 in such form as the governor and the budget agency may specify, shall be submitted  
 25 to support the allotment request. All budget requests for university special appropriations  
 26 shall be furnished in a like manner and as a part of the operating budgets of the state  
 27 universities.

28  
 29 The trustees of Indiana University, the trustees of Purdue University, the trustees  
 30 of Indiana State University, the trustees of University of Southern Indiana, the  
 31 trustees of Ball State University, the trustees of Vincennes University, the trustees  
 32 of Ivy Tech Community College and the directors of IHETS are hereby authorized to  
 33 accept federal grants, subject to IC 4-12-1.

34  
 35 Fee replacement funds are to be distributed as requested by each institution, on  
 36 payment due dates, subject to available appropriations.

37  
 38 **FOR THE MEDICAL EDUCATION BOARD**  
 39 **FAMILY PRACTICE RESIDENCY FUND**

Total Operating Expense	1,852,698	1,852,698
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40  
 41  
 42 Of the foregoing appropriations for the medical education board-family practice  
 43 residency fund, \$1,000,000 each year shall be used for grants for the purpose of  
 44 improving family practice residency programs serving medically underserved areas.

45  
 46 **FOR THE COMMISSION FOR HIGHER EDUCATION**

Total Operating Expense	2,896,676	2,896,676
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47  
 48  
 49 **FREEDOM OF CHOICE GRANTS**

	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	<b>Total Operating Expense</b>	<b>45,062,762</b>	<b>38,052,465</b>
2	<b>HIGHER EDUCATION AWARD PROGRAM</b>		
3	<b>Total Operating Expense</b>	<b>119,307,964</b>	<b>100,747,535</b>
4	<b>NURSING SCHOLARSHIP PROGRAM</b>		
5	<b>Total Operating Expense</b>	<b>284,870</b>	<b>284,870</b>

6  
7 For the higher education awards and freedom of choice grants made for the 2013-2015  
8 biennium, the following guidelines shall be used, notwithstanding current administrative  
9 rule or practice:

- 10 (1) **Financial Need:** For purposes of these awards, financial need shall be limited  
11 to actual undergraduate tuition and fees for the prior academic year as established  
12 by the commission.
- 13 (2) **Maximum Base Award:** The maximum award shall not exceed the lesser of:  
14 (A) eighty percent (80%) of actual prior academic year undergraduate tuition and  
15 fees; or  
16 (B) eighty percent (80%) of the sum of the highest prior academic year undergraduate  
17 tuition and fees at any public institution of higher education and the lowest appropriation  
18 per full-time equivalent (FTE) undergraduate student at any public institution of higher  
19 education.
- 20 (3) **Minimum Award:** No actual award shall be less than \$400.
- 21 (4) **Award Size:** A student's maximum award shall be reduced one (1) time:  
22 (A) for dependent students, by the expected contribution from parents based upon  
23 information submitted on the financial aid application form; and  
24 (B) for independent students, by the expected contribution derived from information  
25 submitted on the financial aid application form.
- 26 (5) **Award Adjustment:** The maximum base award may be adjusted by the commission,  
27 for any eligible recipient who fulfills college preparation requirements defined by the  
28 commission.
- 29 (6) **Adjustment:**  
30 (A) If the dollar amounts of eligible awards exceed appropriations and program reserves,  
31 all awards may be adjusted by the commission by reducing the maximum award under  
32 subdivision (2)(A) or (2)(B).  
33 (B) If appropriations and program reserves are sufficient and the maximum awards  
34 are not at the levels described in subdivision (2)(A) and (2)(B), all awards may be adjusted  
35 by the commission by proportionally increasing the awards to the maximum award under  
36 that subdivision so that parity between those maxima is maintained but not exceeded.

37  
38 **TUITION AND FEE EXEMPTION FOR CHILDREN OF VETERANS AND**  
39 **PUBLIC SAFETY OFFICERS (IC 21-14)**

40	<b>Total Operating Expense</b>	<b>27,190,589</b>	<b>28,701,041</b>
41	<b>PART-TIME STUDENT GRANT DISTRIBUTION</b>		
42	<b>Total Operating Expense</b>	<b>7,579,858</b>	<b>7,579,858</b>

43  
44 **Priority for awards made from the above appropriation shall be given first to eligible**  
45 **students meeting TANF income eligibility guidelines as determined by the family and**  
46 **social services administration and second to eligible students who received awards**  
47 **from the part-time grant fund during the school year associated with the biennial budget**  
48 **year. Funds remaining shall be distributed according to procedures established by the**  
49 **commission. The maximum grant that an applicant may receive for a particular academic**

1 term shall be established by the commission but shall in no case be greater than a grant  
 2 for which an applicant would be eligible under IC 21-12-3 if the applicant were a  
 3 full-time student. The commission shall collect and report to the family and social  
 4 services administration (FSSA) all data required for FSSA to meet the data collection  
 5 and reporting requirements in 45 CFR Part 265.

6  
 7 The family and social services administration, division of family resources, shall apply  
 8 all qualifying expenditures for the part-time grant program toward Indiana's maintenance  
 9 of effort under the federal Temporary Assistance for Needy Families (TANF) program  
 10 (45 CFR 260 et seq.).

11	<b>MINORITY TEACHER SCHOLARSHIP FUND</b>		
12			
13	Total Operating Expense	318,996	318,996
14	<b>COLLEGE WORK STUDY PROGRAM</b>		
15	Total Operating Expense	606,099	606,099
16	<b>21ST CENTURY ADMINISTRATION</b>		
17	Total Operating Expense	1,835,612	1,835,612
18	<b>21ST CENTURY SCHOLAR AWARDS</b>		
19	Total Operating Expense	109,637,450	120,108,163

20  
 21 The commission shall collect and report to the family and social services administration  
 22 (FSSA) all data required for FSSA to meet the data collection and reporting requirements  
 23 in 45 CFR 265.

24  
 25 Family and social services administration, division of family resources, shall apply  
 26 all qualifying expenditures for the 21st century scholars program toward Indiana's  
 27 maintenance of effort under the federal Temporary Assistance for Needy Families  
 28 (TANF) program (45 CFR 260 et seq.).

29	<b>NATIONAL GUARD SCHOLARSHIP</b>		
30			
31	Total Operating Expense	2,779,353	2,876,240

32  
 33 The above appropriations for national guard scholarship and any program reserves  
 34 existing on June 30, 2013, shall be the total allowable state expenditure for the  
 35 program in the 2013-2015 biennium. If the dollar amounts of eligible awards exceed  
 36 appropriations and program reserves, the state student assistance commission shall  
 37 develop a plan to ensure that the total dollar amount does not exceed the above appropriations  
 38 and any program reserves.

39	<b>STATEWIDE TRANSFER WEBSITE</b>		
40			
41	Total Operating Expense	1,014,193	1,014,193

42	<b>FOR THE DEPARTMENT OF ADMINISTRATION</b>		
43	<b>COLUMBUS LEARNING CENTER LEASE PAYMENT</b>		
44			
45	Total Operating Expense	4,899,000	4,999,000

46	<b>FOR THE STATE BUDGET AGENCY</b>		
47	<b>GIGAPOP PROJECT</b>		
48	<b>Build Indiana Fund (IC 4-30-17)</b>		
49			

	<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
	<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
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1     **The above appropriation shall be used for the purpose of preventing students from**  
2     **dropping out of school.**

3  
4     **INNOVATION FUND**  
5         **Total Operating Expense**                             **10,000,000**             **10,000,000**

6  
7     **The foregoing appropriation may be used for the Woodrow Wilson teaching fellowship**  
8     **program for new math and science teachers in underserved areas and to support start-up**  
9     **costs to establish New Tech high schools in Indiana.**

10  
11     **FOR THE DEPARTMENT OF EDUCATION**

12  
13         **SUPERINTENDENT'S OFFICE**  
14             **From the General Fund**  
15                             **8,495,125**     **8,495,125**  
16             **From the Professional Standards Fund (IC 20-28-2-10)**  
17                             **395,000**     **395,000**  
18             **Augmentation allowed from the Professional Standards Fund.**

19  
20     **The amounts specified from the General Fund and the Professional Standards Fund**  
21     **are for the following purposes:**

22  
23             **Personal Services**                             **7,696,172**             **7,696,172**  
24             **Other Operating Expense**                     **1,193,953**             **1,193,953**

25  
26         **PUBLIC TELEVISION DISTRIBUTION**  
27             **Total Operating Expense**                     **1,610,000**             **1,610,000**

28  
29     **The above appropriations are for grants for public television. The Indiana Public**  
30     **Broadcasting Stations, Inc., shall submit a distribution plan for the eight Indiana**  
31     **public education television stations that shall be approved by the budget agency**  
32     **after review by the budget committee. Of the above appropriations, \$143,000 each**  
33     **year shall be distributed equally among all of the public radio stations.**

34  
35         **RILEY HOSPITAL**  
36             **Total Operating Expense**                     **23,004**             **23,004**

37         **BEST BUDDIES**  
38             **Total Operating Expense**                     **206,125**             **206,125**

39         **PERKINS STATE MATCH**  
40             **Total Operating Expense**                     **494,000**             **494,000**

41         **SCHOOL TRAFFIC SAFETY**  
42             **Motor Vehicle Highway Account (IC 8-14-1)**  
43                     **Personal Services**                     **203,109**             **203,109**  
44                     **Other Operating Expense**                 **49,374**             **49,374**

45             **Augmentation allowed.**  
46         **EDUCATION LICENSE PLATE FEES**  
47             **Education License Plate Fees Fund (IC 9-18-31)**  
48             **Total Operating Expense**                     **115,569**             **115,569**

49         **ACCREDITATION SYSTEM**

		<i>FY 2013-2014</i>	<i>FY 2014-2015</i>	<i>Biennial</i>
		<i>Appropriation</i>	<i>Appropriation</i>	<i>Appropriation</i>
1	Personal Services	382,747	382,747	
2	Other Operating Expense	320,117	320,117	
3	<b>SPECIAL EDUCATION (S-5)</b>			
4	Total Operating Expense	24,070,000	24,070,000	

5  
6 The foregoing appropriations for special education are made under IC 20-35-6-2.

7  
8 **SPECIAL EDUCATION EXCISE**

9	Alcoholic Beverage Excise Tax Funds (IC 20-35-4-4)			
10	Personal Services	259,719	259,719	
11	Other Operating Expense	126,808	126,808	

12 Augmentation allowed.

13 **CAREER AND TECHNICAL EDUCATION**

14	Personal Services	1,130,217	1,130,217	
15	Other Operating Expense	82,686	82,686	

16  
17 **TRANSFER TUITION (STATE EMPLOYEES' CHILDREN AND ELIGIBLE**  
18 **CHILDREN IN MENTAL HEALTH FACILITIES)**

19	Total Operating Expense	7,000	7,000	
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20  
21 The foregoing appropriations for transfer tuition (state employees' children and  
22 eligible children in mental health facilities) are made under IC 20-26-11-8 and  
23 IC 20-26-11-10.

24  
25 **TEACHERS' SOCIAL SECURITY AND RETIREMENT DISTRIBUTION**

26	Total Operating Expense	2,403,792	2,403,792	
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27  
28 The foregoing appropriations shall be distributed by the department of education on a  
29 monthly basis and in approximately equal payments to special education cooperatives,  
30 area career and technical education schools, and other governmental entities that  
31 received state teachers' Social Security distributions for certified education personnel  
32 (excluding the certified education personnel funded through federal grants) during the  
33 fiscal year beginning July 1, 1992, and ending June 30, 1993, and for the units under  
34 the Indiana state teacher's retirement fund, the amount they received during the  
35 2002-2003 state fiscal year for teachers' retirement. If the total amount to be distributed  
36 is greater than the total appropriation, the department of education shall reduce each  
37 entity's distribution proportionately.

38  
39 **DISTRIBUTION FOR TUITION SUPPORT**

40	Total Operating Expense	6,408,046,000	6,472,126,460	
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41  
42 The foregoing appropriations for distribution for tuition support are to be distributed  
43 for tuition support, special education programs, career and technical education  
44 programs, honors grants, Mitch Daniels early graduation scholarships, and the primetime  
45 program in accordance with a statute enacted for this purpose during the 2013 session  
46 of the general assembly.

47  
48 If the above appropriations for distribution for tuition support are more than are  
49 required under this SECTION, any excess shall revert to the general fund.



1  
2     **The above appropriations for tuition support shall be made each calendar year under a**  
3     **schedule set by the budget agency and approved by the governor. However, the schedule**  
4     **shall provide for at least twelve (12) payments, that one (1) payment shall be made at**  
5     **least every forty (40) days, and the aggregate of the payments in each calendar year**  
6     **shall equal the amount required under the statute enacted for the purpose referred**  
7     **to above.**

8  
9     **The above appropriation for tuition support includes an amount for the department**  
10    **of education to make a special distribution to each school corporation and charter**  
11    **school (other than a virtual charter school). The department shall determine the**  
12    **amount of the distribution for each year as follows:**

13       **STEP ONE: Determine the total amount distributed in the year to all individuals**  
14       **for a scholarship under the choice scholarship program described in House Bill**  
15       **1003-2011 or a similar program for eligible students who enroll in a private**  
16       **school.**

17       **STEP TWO: Determine the total amount of state tuition support that all school**  
18       **corporations and charter schools (other than virtual charter schools) would**  
19       **have received in the year if those individuals who received a scholarship and**  
20       **who were enrolled in a public school during the preceding two (2) semesters**  
21       **before first receiving the scholarship had instead remained enrolled in public**  
22       **schools and had not enrolled in private schools.**

23       **STEP THREE: Determine the result of:**

24           **(A) the STEP TWO result; minus**

25           **(B) the STEP ONE amount.**

26       **STEP FOUR: Determine each school corporation's percentage and each charter**  
27       **school's (other than a virtual charter school) percentage of the total state**  
28       **tuition support that will be distributed to school corporations and charter**  
29       **schools (other than virtual charter schools).**

30       **STEP FIVE: Multiply the result determined in STEP THREE by the school**  
31       **corporation's percentage or the charter school's (other than a virtual charter**  
32       **school) percentage determined under STEP FOUR.**

33     **If the above appropriations are insufficient to make the full distribution under**  
34     **this provision, the amount each school corporation and charter school (other than**  
35     **a virtual charter school) receives shall be proportionately reduced. The special**  
36     **distributions may be made only after review by the state budget committee and**  
37     **approval by the budget agency.**

38  
39       **DISTRIBUTION FOR SUMMER SCHOOL**

<b>Other Operating Expense</b>	<b>18,360,000</b>	<b>18,360,000</b>
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41  
42     **It is the intent of the 2013 general assembly that the above appropriations for summer**  
43     **school shall be the total allowable state expenditure for such program. Therefore, if**  
44     **the expected disbursements are anticipated to exceed the total appropriation for that**  
45     **state fiscal year, then the department of education shall reduce the distributions**  
46     **proportionately.**

47  
48       **EARLY INTERVENTION PROGRAM AND READING DIAGNOSTIC ASSESSMENT**

<b>Total Operating Expense</b>	<b>4,012,000</b>	<b>4,012,000</b>
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The above appropriation for the early intervention program may be used for grants to local school corporations for grant proposals for early intervention programs.

The foregoing appropriations may be used by the department for the reading diagnostic assessment and subsequent remedial programs or activities. The reading diagnostic assessment program, as approved by the board, is to be made available on a voluntary basis to all Indiana public and nonpublic school first and second grade students upon the approval of the governing body of school corporations. The board shall determine how the funds will be distributed for the assessment and related remediation. The department or its representative shall provide progress reports on the assessment as requested by the board and the education roundtable.

<b>NATIONAL SCHOOL LUNCH PROGRAM</b>		
Total Operating Expense	5,125,000	5,125,000
<b>MARION COUNTY DESEGREGATION COURT ORDER</b>		
Total Operating Expense	10,000,000	9,000,000

The foregoing appropriations for court ordered desegregation costs are made under order No. IP 68-C-225-S of the United States District Court for the Southern District of Indiana. If the sums herein appropriated are insufficient to enable the state to meet its obligations, then there are hereby appropriated from the state general fund such further sums as may be necessary for such purpose.

<b>CHARTER SCHOOL FACILITIES PROGRAM</b>		
Charter School Facilities Assistance Fund (IC 20-24-12-4)		
Total Operating Expense	5,000,000	5,000,000

Of the above appropriation, \$5,000,000 shall be transferred in FY 2014 and \$5,000,000 in FY 2015 from the common school fund interest balance to the charter school facilities assistance fund.

<b>TEXTBOOK REIMBURSEMENT</b>		
Total Operating Expense	39,000,000	39,000,000

Before a school corporation or an accredited nonpublic school may receive a distribution under the textbook reimbursement program, the school corporation or accredited nonpublic school shall provide to the department the requirements established in IC 20-33-5-2. The department shall provide to the family and social services administration (FSSA) all data required for FSSA to meet the data collection reporting requirement in 45 CFR 265. Family and social services administration, division of family resources, shall apply all qualifying expenditures for the textbook reimbursement program toward Indiana's maintenance of effort under the federal Temporary Assistance for Needy Families (TANF) program (45 CFR 260 et seq.).

The foregoing appropriations for textbook reimbursement include the appropriation of the common school fund interest balance that is not appropriated for another purpose. The remainder of the above appropriations are provided from the state general fund.

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**FULL-DAY KINDERGARTEN**

<b>Total Operating Expense</b>	<b>189,864,000</b>	<b>189,864,000</b>
<b>Augmentation allowed.</b>		

The above appropriations for full-day kindergarten are available to school corporations and charter schools that apply to the department of education for funding of full-day kindergarten. Each school corporation and charter school that applies to the department of education for a grant for full-day kindergarten is entitled to receive a distribution that equals the result of:

- (1) two thousand four hundred dollars (\$2,400); multiplied by
- (2) the number of eligible pupils who are:
  - (A) counted in the current ADM of the school corporation for the school year; and
  - (B) enrolled in and attending full-day kindergarten on the count date on which the current ADM is determined.

A school corporation or charter school that is awarded a grant must provide to the department of education a financial report stating how the funds were spent. Any unspent funds at the end of the biennium must be returned to the state by the school corporation or charter school.

To provide full-day kindergarten programs, a school corporation or charter school that determines there is inadequate space to offer a program in the school corporation's or charter school's existing facilities may offer the program in any suitable space located within the geographic boundaries of the school corporation or, in the case of a charter school, a location that is in the general vicinity of the charter school's existing facilities. A full-day kindergarten program offered by a school corporation or charter school must meet the academic standards and other requirements of IC 20.

A school corporation or charter school that receives a grant must meet the academic standards and other requirements of IC 20.

In awarding grants from the above appropriations, the department of education may not refuse to make a grant to a school corporation or reduce the award that would otherwise be made to the school corporation because the school corporation used federal grants or loans, including Title I grants, to fund part or all of the school corporation's full-day kindergarten program in a school year before the school year in which the grant will be given or because the school corporation intends to use federal grants or loans, including Title I grants, to fund part of the school corporation's full-day kindergarten program in a school year in which the grant will be given.

The state board and department shall provide support to school corporations and charter schools in the development and implementation of child centered and learning focused programs using the following methods:

- (1) Targeting professional development funds to provide teachers in kindergarten through grade 3 education in:
  - (A) scientifically proven methods of teaching reading;
  - (B) the use of data to guide instruction; and
  - (C) the use of age appropriate literacy and mathematics assessments.
- (2) Making uniform, predictively valid, observational assessments that:

- 1 (A) provide frequent information concerning the student's progress to  
 2 the student's teacher; and  
 3 (B) measure the student's progress in literacy;  
 4 available to teachers in kindergarten through grade 3. Teachers shall monitor  
 5 students participating in a program, and the school corporation or charter school  
 6 shall report the results of the assessments to the parents of a child completing  
 7 an assessment and to the department.  
 8 (3) Undertaking a longitudinal study of students in programs in Indiana to  
 9 determine the achievement levels of the students in kindergarten and later  
 10 grades.

11  
 12 The school corporation or charter school may use any funds otherwise allowable  
 13 under state and federal law, including the school corporation's general fund or any  
 14 funds available to the charter school to provide full day kindergarten programs.  
 15 A school corporation or charter school that applies for and receives a grant for full-day  
 16 kindergarten may not charge a fee for enrolling in or attending full-day kindergarten.

17  
 18 **TESTING AND REMEDIATION**

19 Total Operating Expense	46,229,643	46,229,643
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20  
 21 The above appropriations for testing and remediation include funds for graduation  
 22 exam remediation, the advanced placement program, the College Board or ACT  
 23 program, and other testing designed to measure college and career readiness  
 24 as selected by the department of education. The appropriations for the advanced  
 25 placement program and College Board or ACT program are to provide funding for  
 26 students of accredited public and nonpublic schools.

27  
 28 Prior to notification of local school corporations of the formula and components  
 29 of the formula for distributing funds for remediation and graduation exam remediation,  
 30 review and approval of the formula and components shall be made by the budget agency.

31  
 32 The above appropriation for testing and remediation shall be used by school  
 33 corporations to provide remediation programs for students who attend public and  
 34 nonpublic schools. For purposes of tuition support, these students are not to be  
 35 counted in the average daily membership. Of the above appropriation for testing  
 36 and remediation, \$500,000 each year shall be used for ACT/SAT test preparation.

37  
 38 **NON-ENGLISH SPEAKING PROGRAM**

39 Other Operating Expense	5,000,000	5,000,000
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40  
 41 The above appropriations for the Non-English Speaking Program are for pupils  
 42 who have a primary language other than English and limited English proficiency,  
 43 as determined by using a standard proficiency examination that has been approved  
 44 by the department of education.

45  
 46 The grant amount is two hundred dollars (\$200) per pupil. It is the intent of the  
 47 2013 general assembly that the above appropriations for the Non-English Speaking  
 48 Program shall be the total allowable state expenditure for the program. If the expected  
 49 distributions are anticipated to exceed the total appropriations for the state fiscal

1 year, the department of education shall reduce each school corporation's distribution  
 2 proportionately.

3			
4	<b>GIFTED AND TALENTED EDUCATION PROGRAM</b>		
5	Personal Services	66,628	66,628
6	Other Operating Expense	12,481,468	12,481,468
7			
8	<b>EXCELLENCE IN PERFORMANCE AWARDS</b>		
9	Total Operating Expense	15,000,000	15,000,000

10  
 11 The above appropriations may only be used to make grants to school corporations  
 12 and charter schools to be used to make cash awards to effective and highly effective  
 13 teachers. The department shall develop a program to administer the program. The  
 14 program shall include guidelines that permit all school corporations and charter  
 15 schools to apply for a grant. The guidelines must specify that in order to receive  
 16 a grant a school must have a system of performance evaluations that meets the  
 17 requirements of IC 20-28-11.5. The above funds are available for allotment by the  
 18 budget agency after approval by the state board of education and review by the state  
 19 budget committee.

20			
21	<b>PRIMETIME</b>		
22	Personal Services	103,437	103,437
23	Other Operating Expense	51,093	51,093
24	<b>DRUG FREE SCHOOLS</b>		
25	Total Operating Expense	36,656	36,656
26	<b>ALTERNATIVE EDUCATION</b>		
27	Total Operating Expense	6,142,909	6,142,909

28  
 29 The above appropriation includes funding to provide \$5,000 for each child attending  
 30 a charter school operated by an accredited hospital specializing in the treatment of  
 31 alcohol or drug abuse. This funding is in addition to tuition support for the charter  
 32 school.

33  
 34 The foregoing appropriation for alternative education may be used for dropout prevention  
 35 defined under IC 20-20-37.

36			
37	<b>SENATOR DAVID C. FORD EDUCATIONAL TECHNOLOGY PROGRAM (IC 20-20-13)</b>		
38	Build Indiana Fund (IC 4-30-17)		
39	Total Operating Expense	3,086,072	3,086,072

40  
 41 The department shall use the funds to make grants to school corporations to promote  
 42 student learning through the use of technology. Notwithstanding distribution guidelines  
 43 in IC 20-20-13, the department shall develop guidelines for distribution of the grants.  
 44 Up to \$200,000 may be used each year to support the operation of the office of the  
 45 special assistant to the superintendent of public instruction for technology.

46			
47	<b>PROFESSIONAL STANDARDS DIVISION</b>		
48	From the General Fund		
49		2,247,197	2,247,197

1           **From the Professional Standards Fund (IC 20-28-2-10)**  
2                                   **605,000        605,000**

3           **Augmentation allowed.**

4  
5           **The amounts specified from the General Fund and the Professional Standards Fund**  
6           **are for the following purposes:**

8 <b>Personal Services</b>	<b>1,851,981</b>	<b>1,851,981</b>
9 <b>Other Operating Expense</b>	<b>1,000,216</b>	<b>1,000,216</b>

10  
11           **The above appropriations for the Professional Standards Division do not include**  
12           **funds to pay stipends for mentor teachers.**

13  
14           **FOR THE INDIANA PUBLIC RETIREMENT SYSTEM**  
15           **TEACHERS' POSTRETIREMENT PENSION INCREASES**

16 <b>Other Operating Expense</b>	<b>69,265,000</b>	<b>71,343,000</b>
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17  
18           **The appropriations for postretirement pension increases are made for those benefits**  
19           **and adjustments provided in IC 5-10.4 and IC 5-10.2-5.**

20  
21           **TEACHERS' RETIREMENT FUND DISTRIBUTION**

22 <b>Other Operating Expense</b>	<b>700,351,000</b>	<b>721,362,000</b>
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23           **Augmentation allowed.**

24  
25           **If the amount actually required under the pre-1996 account of the teachers' retirement**  
26           **fund for actual benefits for the Post Retirement Pension Increases that are funded**  
27           **on a "pay as you go" basis plus the base benefits under the pre-1996 account of the**  
28           **teachers' retirement fund is:**

- 29           **(1) greater than the above appropriations for a year, after notice to the governor**  
30           **and the budget agency of the deficiency, the above appropriation for the year shall**  
31           **be augmented from the general fund. Any augmentation shall be included in the**  
32           **required pension stabilization calculation under IC 5-10.4; or**  
33           **(2) less than the above appropriations for a year, the excess shall be retained in the**  
34           **general fund. The portion of the benefit funded by the annuity account and the**  
35           **actuarially funded Post Retirement Pension Increases shall not be part of this**  
36           **calculation.**

37  
38           **EDUCATION EMPLOYMENT RELATIONS BOARD**

39 <b>Personal Services</b>	<b>406,092</b>	<b>406,092</b>
40 <b>Other Operating Expense</b>	<b>121,925</b>	<b>121,925</b>

41  
42           **C. OTHER EDUCATION**

43  
44           **FOR THE STATE LIBRARY**

45 <b>Personal Services</b>	<b>2,447,808</b>	<b>2,447,808</b>
46 <b>Other Operating Expense</b>	<b>388,516</b>	<b>388,516</b>

47           **STATEWIDE LIBRARY SERVICES**

48 <b>Total Operating Expense</b>	<b>1,313,844</b>	<b>1,313,844</b>
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49

1     **The foregoing appropriations for statewide library services will be used to provide**  
2     **services to libraries across the state. These services may include, but will not be limited**  
3     **to, programs, including Wheels, I\*Ask, and professional development. The state library**  
4     **shall identify statewide library services that are to be provided by a vendor. Those**  
5     **services identified by the library shall be procured through a competitive process**  
6     **using one (1) or more requests for proposals covering the service.**

7			
8	<b>LIBRARY SERVICES FOR THE BLIND - ELECTRONIC NEWSLINES</b>		
9	<b>Other Operating Expense</b>	<b>34,920</b>	<b>34,920</b>
10	<b>ACADEMY OF SCIENCE</b>		
11	<b>Total Operating Expense</b>	<b>7,264</b>	<b>7,264</b>

12			
13	<b>FOR THE ARTS COMMISSION</b>		
14	<b>Personal Services</b>	<b>455,705</b>	<b>455,705</b>
15	<b>Other Operating Expense</b>	<b>2,184,648</b>	<b>2,184,648</b>

16

17     **The foregoing appropriation to the arts commission includes \$325,000 each year to**  
18     **provide grants under IC 4-23-2.5 to:**  
19     **(1) the arts organizations that have most recently qualified for general operating**  
20     **support as major arts organizations as determined by the arts commission;**  
21     **and**  
22     **(2) the significant regional organizations that have most recently qualified for**  
23     **general operating support as mid-major arts organizations, as determined by the**  
24     **arts commission and its regional re-granting partners.**

25			
26	<b>FOR THE HISTORICAL BUREAU</b>		
27	<b>Personal Services</b>	<b>307,613</b>	<b>307,613</b>
28	<b>Other Operating Expense</b>	<b>1,799</b>	<b>1,799</b>
29	<b>HISTORICAL MARKER PROGRAM</b>		
30	<b>Total Operating Expense</b>		<b>20,980</b>

31

32     **SECTION 10. [EFFECTIVE JULY 1, 2013]**

33

34     **DISTRIBUTIONS**

35

36     **FOR THE AUDITOR OF STATE**

37			
38	<b>GAMING TAX</b>		
39	<b>Total Operating Expense</b>	<b>110,000,000</b>	<b>72,600,000</b>

40

41     **SECTION 11. [EFFECTIVE JULY 1, 2013]**

42

43     **The following allocations of federal funds are available for career and technical**  
44     **education under the Carl D. Perkins Career and Technical Education Act of 2006**  
45     **(20 U.S.C. 2301 et seq. for Career and Technical Education). These funds shall be**  
46     **received by the state board of education, and may be allocated by the budget agency**  
47     **after consultation with the board of education and any other state agencies, commissions,**  
48     **or organizations required by state law. Funds shall be allocated to these agencies**  
49     **in accordance with the allocations specified below:**

1			
2	<b>STATE PROGRAMS AND LEADERSHIP</b>		
3		2,546,515	2,546,515
4	<b>SECONDARY VOCATIONAL PROGRAMS</b>		
5		14,341,974	14,341,974
6	<b>POSTSECONDARY VOCATIONAL PROGRAMS</b>		
7		8,067,360	8,067,360

8

9 **SECTION 12. [EFFECTIVE JULY 1, 2013]**

10

11 **In accordance with IC 20-20-38, the budget agency, with the advice of the board**

12 **of education and the budget committee, may proportionately augment or reduce**

13 **an allocation of federal funds made under SECTION 11 of this act.**

14

15 **SECTION 13. [EFFECTIVE JULY 1, 2013]**

16

17 **Utility bills for the month of June, travel claims covering the period June 16 to**

18 **June 30, payroll for the period of the last half of June, any interdepartmental**

19 **bills for supplies or services for the month of June, and any other miscellaneous**

20 **expenses incurred during the period June 16 to June 30 shall be charged to the**

21 **appropriation for the succeeding year. No interdepartmental bill shall be recorded**

22 **as a refund of expenditure to any current year allotment account for supplies or**

23 **services rendered or delivered at any time during the preceding June period.**

24

25 **SECTION 14. [EFFECTIVE JULY 1, 2013]**

26

27 **The budget agency, under IC 4-10-11, IC 4-12-1-13, and IC 4-13-1, in cooperation**

28 **with the Indiana department of administration, may fix the amount of reimbursement**

29 **for traveling expenses (other than transportation) for travel within the limits of Indiana.**

30 **This amount may not exceed actual lodging and miscellaneous expenses incurred. A**

31 **person in travel status, as defined by the state travel policies and procedures established**

32 **by the Indiana department of administration and the budget agency, is entitled to a meal**

33 **allowance not to exceed during any twenty-four (24) hour period the standard meal**

34 **allowances established by the federal Internal Revenue Service.**

35

36 **All appropriations provided by this act or any other statute, for traveling and**

37 **hotel expenses for any department, officer, agent, employee, person, trustee, or**

38 **commissioner, are to be used only for travel within the state of Indiana, unless**

39 **those expenses are incurred in traveling outside the state of Indiana on trips that**

40 **previously have received approval as required by the state travel policies and**

41 **procedures established by the Indiana department of administration and the budget**

42 **agency. With the required approval, a reimbursement for out-of-state travel expenses**

43 **may be granted in an amount not to exceed actual lodging and miscellaneous expenses**

44 **incurred. A person in travel status is entitled to a meal allowance not to exceed during**

45 **any twenty-four (24) hour period the standard meal allowances established by the**

46 **federal Internal Revenue Service for properly approved travel within the continental**

47 **United States and a minimum of \$50 during any twenty-four (24) hour period for**

48 **properly approved travel outside the continental United States. However, while**

49 **traveling in Japan, the minimum meal allowance shall not be less than \$90 for any**



1 twenty-four (24) hour period. While traveling in Korea and Taiwan, the minimum  
2 meal allowance shall not be less than \$85 for any twenty-four (24) hour period.  
3 While traveling in Singapore, China, Great Britain, Germany, the Netherlands, and  
4 France, the minimum meal allowance shall not be less than \$65 for any twenty-four  
5 (24) hour period.

6  
7 In the case of the state supported institutions of postsecondary education, approval  
8 for out-of-state travel may be given by the chief executive officer of the institution,  
9 or the chief executive officer's authorized designee, for the chief executive officer's  
10 respective personnel.

11  
12 Before reimbursing overnight travel expenses, the auditor of state shall require  
13 documentation as prescribed in the state travel policies and procedures established  
14 by the Indiana department of administration and the budget agency. No appropriation  
15 from any fund may be construed as authorizing the payment of any sum in excess of  
16 the standard mileage rates for personally owned transportation equipment established  
17 by the federal Internal Revenue Service when used in the discharge of state business.  
18 The Indiana department of administration and the budget agency may adopt policies  
19 and procedures relative to the reimbursement of travel and moving expenses of new  
20 state employees and the reimbursement of travel expenses of prospective employees  
21 who are invited to interview with the state.

22  
23 **SECTION 15. [EFFECTIVE JULY 1, 2013]**

24  
25 Notwithstanding IC 4-10-11-2.1, the salary per diem of members of boards, commissions,  
26 and councils who are entitled to a salary per diem is \$50 per day. However, members of  
27 boards, commissions, or councils who receive an annual or a monthly salary paid by the  
28 state are not entitled to the salary per diem provided in IC 4-10-11-2.1.

29  
30 **SECTION 16. [EFFECTIVE JULY 1, 2013]**

31  
32 No payment for personal services shall be made by the auditor of state unless the  
33 payment has been approved by the budget agency or the designee of the budget agency.

34  
35 **SECTION 17. [EFFECTIVE JULY 1, 2013]**

36  
37 No warrant for operating expenses, capital outlay, or fixed charges shall be issued to  
38 any department or an institution unless the receipts of the department or institution  
39 have been deposited into the state treasury for the month. However, if a department or  
40 an institution has more than \$10,000 in daily receipts, the receipts shall be deposited  
41 into the state treasury daily.

42  
43 **SECTION 18. [EFFECTIVE JULY 1, 2013]**

44  
45 In case of loss by fire or any other cause involving any state institution or department,  
46 the proceeds derived from the settlement of any claim for the loss shall be deposited in  
47 the state treasury, and the amount deposited is hereby reappropriated to the institution  
48 or department for the purpose of replacing the loss. If it is determined that the loss shall  
49 not be replaced, any funds received from the settlement of a claim shall be deposited

1      **into the state general fund.**

2

3      **SECTION 19. [EFFECTIVE JULY 1, 2013]**

4

5      **If an agency has computer equipment in excess of the needs of that agency, then the**  
6      **excess computer equipment may be sold under the provisions of surplus property sales,**  
7      **and the proceeds of the sale or sales shall be deposited in the state treasury. The amount**  
8      **so deposited is hereby reappropriated to that agency for other operating expenses of the**  
9      **then current year, if approved by the director of the budget agency.**

10

11      **SECTION 20. [EFFECTIVE JULY 1, 2013]**

12

13      **If any state penal or benevolent institution other than the Indiana state prison,**  
14      **Pendleton correctional facility, or Putnamville correctional facility shall, in the**  
15      **operation of its farms, produce products or commodities in excess of the needs of**  
16      **the institution, the surplus may be sold through the division of industries and farms,**  
17      **the director of the supply division of the Indiana department of administration, or both.**  
18      **The proceeds of any such sale or sales shall be deposited in the state treasury. The**  
19      **amount deposited is hereby reappropriated to the institution for expenses of the**  
20      **then current year if approved by the director of the budget agency. The exchange**  
21      **between state penal and benevolent institutions of livestock for breeding purposes**  
22      **only is hereby authorized at valuations agreed upon between the superintendents or**  
23      **wardens of the institutions. Capital outlay expenditures may be made from the**  
24      **institutional industries and farms revolving fund if approved by the budget agency**  
25      **and the governor.**

26

27      **SECTION 21. [EFFECTIVE JULY 1, 2013]**

28

29      **This act does not authorize any rehabilitation and repairs to any state buildings,**  
30      **nor does it allow that any obligations be incurred for lands and structures, without**  
31      **the prior approval of the budget director or the director's designee. This SECTION**  
32      **does not apply to contracts for the state universities supported in whole or in part**  
33      **by state funds.**

34

35      **SECTION 22. [EFFECTIVE JULY 1, 2013]**

36

37      **If an agency has an annual appropriation fixed by law, and if the agency also receives**  
38      **an appropriation in this act for the same function or program, the appropriation in**  
39      **this act supersedes any other appropriations and is the total appropriation for the**  
40      **agency for that program or function.**

41

42      **SECTION 23. [EFFECTIVE JULY 1, 2013]**

43

44      **The balance of any appropriation or funds heretofore placed or remaining to the**  
45      **credit of any division of the state of Indiana, and any appropriation or funds provided**  
46      **in this act placed to the credit of any division of the state of Indiana, the powers,**  
47      **duties, and functions whereof are assigned and transferred to any department for**  
48      **salaries, maintenance, operation, construction, or other expenses in the exercise**  
49      **of such powers, duties, and functions, shall be transferred to the credit of the**

1      department to which such assignment and transfer is made, and the same shall be  
2      available for the objects and purposes for which appropriated originally.

3  
4      **SECTION 24. [EFFECTIVE JULY 1, 2013]**

5  
6      The director of the division of procurement of the Indiana department of administration,  
7      or any other person or agency authorized to make purchases of equipment, shall not  
8      honor any requisition for the purchase of an automobile that is to be paid for from any  
9      appropriation made by this act or any other act, unless the following facts are shown  
10     to the satisfaction of the commissioner of the Indiana department of administration or  
11     the commissioner's designee:

- 12     (1) In the case of an elected state officer, it shall be shown that the duties of the  
13     office require driving about the state of Indiana in the performance of official duty.  
14     (2) In the case of department or commission heads, it shall be shown that the statutory  
15     duties imposed in the discharge of the office require traveling a greater distance  
16     than one thousand (1,000) miles each month or that they are subject to official duty  
17     call at all times.  
18     (3) In the case of employees, it shall be shown that the major portion of the duties  
19     assigned to the employee require travel on state business in excess of one thousand  
20     (1,000) miles each month, or that the vehicle is identified by the agency as an integral  
21     part of the job assignment.

22  
23     In computing the number of miles required to be driven by a department head or an  
24     employee, the distance between the individual's home and office or designated official  
25     station is not to be considered as a part of the total. Department heads shall annually  
26     submit justification for the continued assignment of each vehicle in their department,  
27     which shall be reviewed by the commissioner of the Indiana department of administration,  
28     or the commissioner's designee. There shall be an insignia permanently affixed on  
29     each side of all state owned cars, designating the cars as being state owned. However,  
30     this requirement does not apply to state owned cars driven by elected state officials  
31     or to cases where the commissioner of the Indiana department of administration or  
32     the commissioner's designee determines that affixing insignia on state owned cars  
33     would hinder or handicap the persons driving the cars in the performance of their  
34     official duties.

35  
36     **SECTION 25. [EFFECTIVE JULY 1, 2013]**

37  
38     When budget agency approval or review is required under this act, the budget agency  
39     may refer to the budget committee any budgetary or fiscal matter for an advisory  
40     recommendation. The budget committee may hold hearings and take any actions  
41     authorized by IC 4-12-1-11, and may make an advisory recommendation to the budget  
42     agency.

43  
44     **SECTION 26. [EFFECTIVE JULY 1, 2013]**

45  
46     The governor of the state of Indiana is solely authorized to accept on behalf of the  
47     state any and all federal funds available to the state of Indiana. Federal funds  
48     received under this SECTION are appropriated for purposes specified by the federal  
49     government, subject to allotment by the budget agency. The provisions of this

1      **SECTION and all other SECTIONS concerning the acceptance, disbursement,**  
2      **review, and approval of any grant, loan, or gift made by the federal government**  
3      **or any other source to the state or its agencies and political subdivisions shall**  
4      **apply, notwithstanding any other law.**

5  
6      **SECTION 27. [EFFECTIVE JULY 1, 2013]**

7  
8      **Federal funds received as revenue by a state agency or department are not available**  
9      **to the agency or department for expenditure until allotment has been made by the**  
10      **budget agency under IC 4-12-1-12(d).**

11  
12      **SECTION 28. [EFFECTIVE JULY 1, 2013]**

13  
14      **A contract or an agreement for personal services or other services may not be**  
15      **entered into by any agency or department of state government without the approval**  
16      **of the budget agency or the designee of the budget director.**

17  
18      **SECTION 29. [EFFECTIVE JULY 1, 2013]**

19  
20      **Except in those cases where a specific appropriation has been made to cover the**  
21      **payments for any of the following, the auditor of state shall transfer, from the**  
22      **personal services appropriations for each of the various agencies and departments,**  
23      **necessary payments for Social Security, public employees' retirement, health**  
24      **insurance, life insurance, and any other similar payments directed by the budget**  
25      **agency.**

26  
27      **SECTION 30. [EFFECTIVE JULY 1, 2013]**

28  
29      **Subject to SECTION 25 of this act as it relates to the budget committee, the budget**  
30      **agency with the approval of the governor may withhold allotments of any or all**  
31      **appropriations contained in this act for the 2013-2015 biennium, if it is considered**  
32      **necessary to do so in order to prevent a deficit financial situation.**

33  
34      **SECTION 31. [EFFECTIVE UPON PASSAGE.]**

35  
36      **There is hereby appropriated from the state general fund for the Indiana charter**  
37      **school board three hundred thousand dollars (\$300,000) for the state fiscal year**  
38      **beginning July 1, 2012 and ending June 30, 2013 to cover operating expenses of the**  
39      **board.**

40  
41      **SECTION 32. [EFFECTIVE JULY 1, 2013]**

42  
43      **CONSTRUCTION**

44  
45      **For the 2013-2015 biennium, the following amounts, from the funds listed as follows,**  
46      **are hereby appropriated to provide for the construction, reconstruction, rehabilitation,**  
47      **repair, purchase, rental, and sale of state properties, capital lease rentals, and the**  
48      **purchase and sale of land, including equipment for such properties and other projects**  
49      **as specified.**

1		
2	State General Fund - Lease Rentals	
3	391,768,606	
4	State General Fund - Construction	
5	119,764,085	
6	State Police Building Account (IC 9-29-1-4)	
7	5,399,998	
8	Law Enforcement Academy Building Fund (IC 5-2-1-13(a))	
9	916,078	
10	Cigarette Tax Fund (IC 6-7-1-29.1)	
11	3,600,000	
12	Veterans' Home Building Fund (IC 10-17-9-7)	
13	9,770,579	
14	Postwar Construction Fund (IC 7.1-4-8-1)	
15	32,829,263	
16	Regional Health Care Construction Account (IC 4-12-8.5)	
17	24,204,692	
18	Build Indiana Fund (IC 4-30-17)	
19	3,400,000	
20	State Highway Fund (IC 8-23-9-54)	
21	21,240,000	
22		
23	<b>TOTAL</b>	<b>612,893,301</b>
24		

The allocations provided under this SECTION are made from the state general fund, unless specifically authorized from other designated funds by this act. The budget agency, with the approval of the governor, in approving the allocation of funds pursuant to this SECTION, shall consider, as funds are available, allocations for the following specific uses, purposes, and projects:

**A. GENERAL GOVERNMENT**

**FOR THE STATE BUDGET AGENCY**

34	Health and Safety Contingency Fund	5,000,000
35	Aviation Technology Center	2,656,362
36	Airport Facilities Lease	41,998,409
37	Stadium Lease Rental	174,538,668
38	Convention Center Lease Rental	49,290,626
39	State Fair Lease Rental	5,812,776

**DEPARTMENT OF ADMINISTRATION**

42	Preventive Maintenance	8,688,334
43	Repair and Rehabilitation	13,289,403

**DEPARTMENT OF ADMINISTRATION - LEASES**

45	General Fund	
46	Lease - State Museum	16,632,506
47	Lease - Forensic Lab	11,410,109
48	Lease - Wabash Valley Correctional Facility	31,357,286
49	Lease - Miami Correctional Facility	31,244,895

	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
1	Lease - New Castle Correctional Facility		26,826,969
2	Postwar Construction Fund (IC 7.1-4-8-1)		
3	Lease - Westville Dormitory		600,000
4	Regional Health Care Construction Account (IC 4-12-8.5)		
5	Lease - Evansville State Hospital		7,973,019
6	Lease - Southeast Regional Treatment Center		10,959,925
7	Lease - Logansport State Hospital		5,271,748
8			
9	<b>B. PUBLIC SAFETY</b>		
10			
11	<b>(1) LAW ENFORCEMENT</b>		
12			
13	<b>INDIANA STATE POLICE</b>		
14	State Police Building Account (IC 9-29-1-4)		
15	Preventive Maintenance		1,266,998
16	Repair and Rehabilitation		120,000
17	Vehicle Replacement		4,013,000
18	<b>LAW ENFORCEMENT TRAINING BOARD</b>		
19	Law Enforcement Academy Building Fund (IC 5-2-1-13(a))		
20	Preventive Maintenance		346,078
21	Repair and Rehabilitation		520,000
22	Vehicle Replacement		50,000
23	<b>ADJUTANT GENERAL</b>		
24	Preventive Maintenance		125,000
25	Repair and Rehabilitation		2,000,000
26			
27	<b>(2) CORRECTIONS</b>		
28			
29	<b>DEPARTMENT OF CORRECTION</b>		
30	Preventive Maintenance		100,000
31	<b>STATE PRISON</b>		
32	Preventive Maintenance		1,100,000
33	Postwar Construction Fund (IC 7.1-4-8-1)		
34	Repair and Rehabilitation		1,200,000
35	Construct Laundry Facility		3,250,000
36	Construct Security Building		2,200,000
37	<b>PENDLETON CORRECTIONAL FACILITY</b>		
38	Preventive Maintenance		1,300,000
39	Postwar Construction Fund (IC 7.1-4-8-1)		
40	Repair and Rehabilitation		3,200,000
41	<b>WOMEN'S PRISON</b>		
42	Preventive Maintenance		360,000
43	Postwar Construction Fund (IC 7.1-4-8-1)		
44	Repair and Rehabilitation		315,000
45	Install Emergency Power to Administration and Security Command Center		312,000
46	<b>NEW CASTLE CORRECTIONAL FACILITY</b>		
47	Preventive Maintenance		100,000
48	<b>PUTNAMVILLE CORRECTIONAL FACILITY</b>		
49	Preventive Maintenance		800,000

	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
1	Postwar Construction Fund (IC 7.1-4-8-1)		
2	Repair and Rehabilitation		1,255,000
3	<b>INDIANAPOLIS RE-ENTRY EDUCATION FACILITY</b>		
4	Preventive Maintenance		360,000
5	Postwar Construction Fund (IC 7.1-4-8-1)		
6	Repair and Rehabilitation		90,000
7	<b>BRANCHVILLE CORRECTIONAL FACILITY</b>		
8	Preventive Maintenance		360,000
9	<b>WESTVILLE CORRECTIONAL FACILITY</b>		
10	Preventive Maintenance		1,040,000
11	Postwar Construction Fund (IC 7.1-4-8-1)		
12	Repair and Rehabilitation		2,212,000
13	<b>ROCKVILLE CORRECTIONAL FACILITY</b>		
14	Preventive Maintenance		500,000
15	Postwar Construction Fund (IC 7.1-4-8-1)		
16	Repair and Rehabilitation		2,736,048
17	<b>PLAINFIELD CORRECTIONAL FACILITY</b>		
18	Preventive Maintenance		950,000
19	<b>RECEPTION AND DIAGNOSTIC CENTER</b>		
20	Preventive Maintenance		210,000
21	Postwar Construction Fund (IC 7.1-4-8-1)		
22	Repair and Rehabilitation		242,000
23	<b>CORRECTIONAL INDUSTRIAL FACILITY</b>		
24	Preventive Maintenance		600,000
25	Postwar Construction Fund (IC 7.1-4-8-1)		
26	Repair and Rehabilitation		1,116,000
27	<b>WABASH VALLEY CORRECTIONAL FACILITY</b>		
28	Preventive Maintenance		527,354
29	<b>CHAIN O' LAKES CORRECTIONAL FACILITY</b>		
30	Preventive Maintenance		90,000
31	Postwar Construction Fund (IC 7.1-4-8-1)		
32	Construct Maintenance Building		180,000
33	<b>MADISON CORRECTIONAL FACILITY</b>		
34	Preventive Maintenance		315,000
35	Postwar Construction Fund (IC 7.1-4-8-1)		
36	Install Digital HVAC Controls		375,000
37	<b>MIAMI CORRECTIONAL FACILITY</b>		
38	Preventive Maintenance		900,000
39	<b>CAMP SUMMIT CORRECTIONAL FACILITY</b>		
40	Preventive Maintenance		80,000
41	<b>EDINBURGH CORRECTIONAL FACILITY</b>		
42	Preventive Maintenance		80,000
43	<b>HENRYVILLE CORRECTIONAL FACILITY</b>		
44	Preventive Maintenance		50,000
45	<b>PENDLETON JUVENILE CORRECTIONAL FACILITY</b>		
46	Preventive Maintenance		300,000
47	Postwar Construction Fund (IC 7.1-4-8-1)		
48	Repair and Rehabilitation		2,156,976
49	<b>NORTH CENTRAL JUVENILE CORRECTIONAL FACILITY</b>		

	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
1	Preventive Maintenance		120,000
2	<b>MADISON JUVENILE CORRECTIONAL FACILITY</b>		
3	Preventive Maintenance		435,000
4	Postwar Construction Fund (IC 7.1-4-8-1)		
5	Install Digital HVAC Controls on Housing Units		375,000
6			
7	<b>C. CONSERVATION AND ENVIRONMENT</b>		
8			
9	<b>DEPARTMENT OF NATURAL RESOURCES - GENERAL ADMINISTRATION</b>		
10	Preventive Maintenance		100,000
11	Repair and Rehabilitation		597,500
12	<b>FISH AND WILDLIFE</b>		
13	Preventive Maintenance		3,279,158
14	Repair and Rehabilitation		1,000,000
15	<b>FORESTRY</b>		
16	Preventive Maintenance		2,870,000
17	Repair and Rehabilitation		1,565,000
18	<b>NATURE PRESERVES</b>		
19	Preventive Maintenance		639,750
20	Repair and Rehabilitation		809,164
21	<b>OUTDOOR RECREATION</b>		
22	Preventive Maintenance		60,000
23	Repair and Rehabilitation		243,456
24	<b>STATE PARKS AND RESERVOIR MANAGEMENT</b>		
25	Preventive Maintenance		3,165,350
26	Repair and Rehabilitation		11,301,506
27	State Parks - Falls of the Ohio Lease		182,000
28	Cigarette Tax Fund (IC 6-7-1-29.1)		
29	Preventive Maintenance		3,600,000
30	<b>DIVISION OF WATER</b>		
31	Preventive Maintenance		155,000
32	Repair and Rehabilitation		2,633,700
33	<b>ENFORCEMENT</b>		
34	Preventive Maintenance		589,600
35	Law Enforcement		800,000
36	<b>ENTOMOLOGY</b>		
37	Repair and Rehabilitation		200,000
38	<b>INDIANA STATE MUSEUM AND HISTORIC SITES CORPORATION</b>		
39	Preventive Maintenance		1,645,077
40	Repair and Rehabilitation		1,117,317
41	<b>WAR MEMORIALS COMMISSION</b>		
42	Preventive Maintenance		1,234,000
43	Repair and Rehabilitation		1,100,000
44	<b>KANKAKEE RIVER BASIN COMMISSION</b>		
45	Build Indiana Fund (IC 4-30-17)		
46	Repair and Rehabilitation		1,000,000
47			
48	<b>D. TRANSPORTATION</b>		
49			



1           **DEPARTMENT OF TRANSPORTATION - BUILDINGS AND GROUNDS**  
2           **State Highway Fund (IC 8-23-9-54)**  
3           **Buildings and Grounds** **21,240,000**  
4

5           The above appropriations for highway buildings and grounds may be used for land  
6           acquisition, site development, construction and equipping of new highway facilities  
7           and for maintenance, repair, and rehabilitation of existing state highway facilities  
8           after review by the budget committee.  
9

10           **AIRPORT DEVELOPMENT**  
11           **Build Indiana Fund (IC 4-30-17)**  
12           **Airport Development** **2,400,000**  
13

14           The foregoing allocation for the Indiana department of transportation is for airport  
15           development and shall be used for the purpose of assisting local airport authorities  
16           and local units of governments in matching available federal funds under the airport  
17           improvement program and for matching federal grants for airport planning and for  
18           the other airport studies. Matching grants of aid shall be made in accordance with  
19           the approved annual capital improvements program of the Indiana department of  
20           transportation and with the approval of the governor and the budget agency.  
21

22           **E. FAMILY AND SOCIAL SERVICES, HEALTH, AND VETERANS' AFFAIRS**  
23

24           **(1) FAMILY AND SOCIAL SERVICES ADMINISTRATION**  
25

26           **FSSA - DIVISION OF MENTAL HEALTH**  
27           **Postwar Construction Fund (IC 7.1-4-8-1)**  
28           **Vehicle Replacement** **70,000**  
29

30           **EVANSVILLE PSYCHIATRIC CHILDREN'S CENTER**  
31           **Preventive Maintenance** **66,000**  
32

33           **Postwar Construction Fund (IC 7.1-4-8-1)**  
34           **Repair and Rehabilitation** **183,086**  
35           **Vehicle Replacement** **30,000**  
36

37           **EVANSVILLE STATE HOSPITAL**  
38           **Preventive Maintenance** **783,924**  
39

40           **Postwar Construction Fund (IC 7.1-4-8-1)**  
41           **Repair and Rehabilitation** **527,827**  
42           **Vehicle Replacement** **89,647**  
43

44           **MADISON STATE HOSPITAL**  
45           **Preventive Maintenance** **928,208**  
46

47           **Postwar Construction Fund (IC 7.1-4-8-1)**  
48           **Vehicle Replacement** **100,737**  
49

**LOGANSPORT STATE HOSPITAL**  
              **Preventive Maintenance** **863,144**  
              **Postwar Construction Fund (IC 7.1-4-8-1)**

**Repair and Rehabilitation** **2,986,943**  
              **Vehicle Replacement** **176,760**  
              **RICHMOND STATE HOSPITAL**

**Preventive Maintenance** **1,100,000**

	<i>FY 2013-2014 Appropriation</i>	<i>FY 2014-2015 Appropriation</i>	<i>Biennial Appropriation</i>
1	<b>Postwar Construction Fund (IC 7.1-4-8-1)</b>		
2	<b>Repair and Rehabilitation</b>		
3	<b>Vehicle Replacement</b>		
4	<b>LARUE CARTER MEMORIAL HOSPITAL</b>		
5	<b>Preventive Maintenance</b>		
6	<b>Postwar Construction Fund (IC 7.1-4-8-1)</b>		
7	<b>Repair and Rehabilitation</b>		
8	<b>Vehicles</b>		
9			
10	<b>(2) PUBLIC HEALTH</b>		
11			
12	<b>SCHOOL FOR THE BLIND AND VISUALLY IMPAIRED</b>		
13	<b>Preventive Maintenance</b>		
14	<b>Postwar Construction Fund (IC 7.1-4-8-1)</b>		
15	<b>Repair and Rehabilitation</b>		
16	<b>SCHOOL FOR THE DEAF</b>		
17	<b>Preventive Maintenance</b>		
18	<b>Postwar Construction Fund (IC 7.1-4-8-1)</b>		
19	<b>Repair and Rehabilitation</b>		
20			
21	<b>(3) VETERANS' AFFAIRS</b>		
22			
23	<b>INDIANA VETERANS' HOME</b>		
24	<b>Veterans' Home Building Fund (IC 10-17-9-7)</b>		
25	<b>Preventive Maintenance</b>		
26	<b>Repair and Rehabilitation</b>		
27			
28	<b>F. EDUCATION</b>		
29			
30	<b>HIGHER EDUCATION</b>		
31			
32	<b>INDIANA UNIVERSITY - TOTAL SYSTEM</b>		
33	<b>Repair and Rehabilitation</b>		
34	<b>PURDUE UNIVERSITY - TOTAL SYSTEM</b>		
35	<b>Repair and Rehabilitation</b>		
36	<b>INDIANA STATE UNIVERSITY</b>		
37	<b>Repair and Rehabilitation</b>		
38	<b>UNIVERSITY OF SOUTHERN INDIANA</b>		
39	<b>Repair and Rehabilitation</b>		
40	<b>BALL STATE UNIVERSITY</b>		
41	<b>Repair and Rehabilitation</b>		
42	<b>VINCENNES UNIVERSITY</b>		
43	<b>Repair and Rehabilitation</b>		
44	<b>IVY TECH COMMUNITY COLLEGE</b>		
45	<b>Repair and Rehabilitation</b>		
46			
47	<b>SECTION 33. [EFFECTIVE JULY 1, 2013]</b>		
48			
49	<b>The budget agency may employ one (1) or more architects or engineers to inspect</b>		

1 construction, rehabilitation, and repair projects covered by the appropriations in  
2 this act or previous acts.

3  
4 SECTION 34. [EFFECTIVE UPON PASSAGE]

5  
6 If any part of a construction or rehabilitation and repair appropriation made by this  
7 act or any previous acts has not been allotted or encumbered before the expiration  
8 of the two-year budget period (as defined in IC 4-12-1-2), the budget agency may  
9 determine that the balance of the appropriation is not available for allotment.

10 The appropriation may be terminated, and the balance may revert to the fund from  
11 which the original appropriation was made.

12  
13 SECTION 35. [EFFECTIVE JULY 1, 2013]

14  
15 The budget agency may retain balances in the mental health fund at the end of any  
16 fiscal year to ensure there are sufficient funds to meet the service needs of the  
17 developmentally disabled and the mentally ill in any year.

18  
19 SECTION 36. [EFFECTIVE JULY 1, 2013]

20  
21 If the budget director determines at any time during the biennium that the executive  
22 branch of state government cannot meet its statutory obligations due to insufficient  
23 funds in the general fund, then notwithstanding IC 4-10-18, the budget agency, with  
24 the approval of the governor and after review by the budget committee, may transfer  
25 from the counter-cyclical revenue and economic stabilization fund to the general  
26 fund any additional amount necessary to maintain a positive balance in the general  
27 fund.

28 SECTION 37. IC 4-2-6-15, AS ADDED BY P.L.114-2010, SECTION 1, IS AMENDED TO  
29 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 15. (a) This section does not apply to the  
30 following:

31 (1) A communication made by the governor concerning the public health or safety.

32 (2) A communication:

33 (A) that a compelling public policy reason justifies the state officer to make; and

34 (B) the expenditure for which is approved by the budget agency after an advisory  
35 recommendation from the budget committee.

36 (b) This section does not prohibit a state officer from using in a communication the title of the office  
37 the state officer holds.

38 (c) As used in this section, "communication" refers only to the following:

39 (1) An audio communication.

40 (2) A video communication.

41 (3) A print communication in a newspaper (as defined in IC 5-3-1-0.4).

42 (d) A state officer may not use the state officer's name or likeness in a communication paid for entirely  
43 or in part with appropriations made by the general assembly, regardless of the source of the money.

44 (e) A state officer may not use the state officer's name or likeness in a communication paid for entirely  
45 or in part with

46 ~~(1) money from the securities division enforcement account established under IC 23-19-6-1(f); or~~

47 ~~(2) appropriations from the state general fund made under IC 23-19-6-1(f).~~

48 SECTION 38. IC 4-10-22-3, AS AMENDED BY P.L.160-2012, SECTION 4, IS AMENDED TO  
49 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 3. After completing the presentation to the  
50 state budget committee described in section 2 of this chapter, the governor shall do the following:

51 (1) If the amount of excess reserves on June 30 of any year is less than fifty million dollars  
52 (\$50,000,000), the governor shall carry over the excess reserves to each subsequent year until the

1 total excess reserves, including any carryover amount, equal at least fifty million dollars  
2 (\$50,000,000). In the year that the total excess reserves equal at least fifty million dollars  
3 (\$50,000,000), the excess reserves shall be used as provided in subdivision (2).

4 (2) If in any year the amount of the excess reserves is fifty million dollars (\$50,000,000) or more,  
5 the governor shall do the following:

6 (A) If the year is calendar year 2012, transfer fifty percent (50%) of the excess reserves as  
7 follows:

8 (i) To the pension plans for the state police, conservation officers, judges, and prosecuting  
9 attorneys to increase the funded amount of each of these plans to eighty percent (80%). The  
10 funded amount for each plan described in this item is to be determined as of June 30 of the  
11 immediately preceding year, and; if the amount of money available for transfer is less than the  
12 amount needed to increase all these plans' funded amount to eighty percent (80%), the transfers  
13 shall be made in the priority of each plan's unfunded liability so that the funded amount of the  
14 plan with the least unfunded liability is raised to eighty percent (80%) first.

15 (ii) To the pension stabilization fund established by IC 5-10.4-2-5 for the purposes of the  
16 pension stabilization fund; if money remains after satisfying item (i):

17 If the year begins after December 31, 2012, Transfer fifty percent (50%) of any excess reserves  
18 to the pension stabilization fund established by IC 5-10.4-2-5 for the purposes of the pension  
19 stabilization fund: **transportation and infrastructure development fund established by**  
20 **IC 8-14-18-2.**

21 (B) (3) Use fifty percent (50%) of any excess reserves for the purposes of providing an automatic  
22 taxpayer refund under section 4 of this chapter.

23 SECTION 39. IC 4-31-11-11 IS AMENDED TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]:

24 Sec. 11. Each development fund consists of:

- 25 (1) breakage and outs paid into the fund under IC 4-31-9-10;  
26 (2) appropriations by the general assembly;  
27 (3) gifts;  
28 (4) stakes payments; **and**  
29 (5) entry fees. **and**  
30 (6) ~~money paid into the fund under IC 4-33-12-6.~~

31 SECTION 40. IC 4-31-11-15, AS AMENDED BY P.L.229-2011, SECTION 59, IS AMENDED TO  
32 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 15. The commission shall use the development  
33 funds to provide purses and other funding for the activities described in section 9 of this chapter. The  
34 commission may pay:

- 35 (1) the operating costs of the development programs; and  
36 (2) other costs of administering this chapter;

37 from one (1) or more of the development funds. ~~However, the amount used for each state fiscal year from~~  
38 ~~these development funds to pay these costs may not exceed two percent (2%) of the amount distributed~~  
39 ~~to those funds during the immediately preceding state fiscal year under IC 4-35-7-12.~~

40 SECTION 41. IC 4-33-12-6, AS AMENDED BY P.L.119-2012, SECTION 9, IS AMENDED TO  
41 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 6. (a) The department shall place in the state  
42 general fund the tax revenue collected under this chapter.

43 (b) Except as provided by subsections (c) and (d) and IC 6-3.1-20-7, the treasurer of state shall  
44 quarterly pay the following amounts:

45 (1) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the  
46 licensed owner for each person embarking on a gambling excursion during the quarter or admitted  
47 to a riverboat that has implemented flexible scheduling under IC 4-33-6-21 during the quarter shall  
48 be paid to:

49 (A) the city in which the riverboat is docked, if the city:

- 50 (i) is located in a county having a population of more than one hundred eleven thousand  
51 (111,000) but less than one hundred fifteen thousand (115,000); or

1 (ii) is contiguous to the Ohio River and is the largest city in the county; and  
2 (B) the county in which the riverboat is docked, if the riverboat is not docked in a city described  
3 in clause (A).

4 (2) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the  
5 licensed owner for each person:  
6 (A) embarking on a gambling excursion during the quarter; or  
7 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under  
8 IC 4-33-6-21;  
9 shall be paid to the county in which the riverboat is docked. In the case of a county described in  
10 subdivision (1)(B), this one dollar (\$1) is in addition to the one dollar (\$1) received under  
11 subdivision (1)(B).

12 (3) Except as provided in subsection (k), ten cents (\$0.10) of the admissions tax collected by the  
13 licensed owner for each person:  
14 (A) embarking on a gambling excursion during the quarter; or  
15 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under  
16 IC 4-33-6-21;  
17 shall be paid to the county convention and visitors bureau or promotion fund for the county in which  
18 the riverboat is docked.

19 (4) Except as provided in subsection (k), fifteen cents (\$0.15) of the admissions tax collected by the  
20 licensed owner for each person:  
21 (A) embarking on a gambling excursion during the quarter; or  
22 (B) admitted to a riverboat during a quarter that has implemented flexible scheduling under  
23 IC 4-33-6-21;  
24 shall be paid to the state fair commission, for use in any activity that the commission is authorized  
25 to carry out under IC 15-13-3.

26 (5) Except as provided in subsection (k), ten cents (\$0.10) of the admissions tax collected by the  
27 licensed owner for each person:  
28 (A) embarking on a gambling excursion during the quarter; or  
29 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under  
30 IC 4-33-6-21;  
31 shall be paid to the division of mental health and addiction. The division shall allocate at least  
32 twenty-five percent (25%) of the funds derived from the admissions tax to the prevention and  
33 treatment of compulsive gambling.

34 ~~Except as provided in subsection (k) and section 7 of this chapter,~~ Sixty-five cents (\$0.65) of the  
35 admissions tax collected by the licensed owner for each person embarking on a gambling excursion  
36 during the quarter or admitted to a riverboat during the quarter that has implemented flexible  
37 scheduling under IC 4-33-6-21 shall be paid to the ~~Indiana horse racing commission to be distributed~~  
38 ~~as follows; in amounts determined by the Indiana horse racing commission; for the promotion and~~  
39 ~~operation of horse racing in Indiana:~~  
40 ~~(A) To one (1) or more breed development funds established by the Indiana horse racing~~  
41 ~~commission under IC 4-31-11-10;~~  
42 ~~(B) To a racetrack that was approved by the Indiana horse racing commission under IC 4-31. The~~  
43 ~~commission may make a grant under this clause only for purses, promotions, and routine~~  
44 ~~operations of the racetrack. No grants shall be made for long term capital investment or~~  
45 ~~construction, and no grants shall be made before the racetrack becomes operational and is~~  
46 ~~offering a racing schedule: state general fund.~~

47 (c) With respect to tax revenue collected from a riverboat located in a historic hotel district, the  
48 treasurer of state shall quarterly pay the following:  
49 (1) With respect to admissions taxes collected for a person admitted to the riverboat before July 1,  
50 2010, the following amounts:  
51 (A) Twenty-two percent (22%) of the admissions tax collected during the quarter shall be paid

1 to the county treasurer of the county in which the riverboat is located. The county treasurer shall  
2 distribute the money received under this clause as follows:

3 (i) Twenty-two and seventy-five hundredths percent (22.75%) shall be quarterly distributed to  
4 the county treasurer of a county having a population of more than forty thousand (40,000) but  
5 less than forty-two thousand (42,000) for appropriation by the county fiscal body after  
6 receiving a recommendation from the county executive. The county fiscal body for the  
7 receiving county shall provide for the distribution of the money received under this item to one  
8 (1) or more taxing units (as defined in IC 6-1.1-1-21) in the county under a formula established  
9 by the county fiscal body after receiving a recommendation from the county executive.

10 (ii) Twenty-two and seventy-five hundredths percent (22.75%) shall be quarterly distributed  
11 to the county treasurer of a county having a population of more than ten thousand seven  
12 hundred (10,700) but less than twelve thousand (12,000) for appropriation by the county fiscal  
13 body. The county fiscal body for the receiving county shall provide for the distribution of the  
14 money received under this item to one (1) or more taxing units (as defined in IC 6-1.1-1-21)  
15 in the county under a formula established by the county fiscal body after receiving a  
16 recommendation from the county executive.

17 (iii) Fifty-four and five-tenths percent (54.5%) shall be retained by the county where the  
18 riverboat is located for appropriation by the county fiscal body after receiving a  
19 recommendation from the county executive.

20 (B) Five percent (5%) of the admissions tax collected during the quarter shall be paid to a town  
21 having a population of more than two thousand (2,000) but less than three thousand five hundred  
22 (3,500) located in a county having a population of more than nineteen thousand five hundred  
23 (19,500) but less than twenty thousand (20,000). At least twenty percent (20%) of the taxes  
24 received by a town under this clause must be transferred to the school corporation in which the  
25 town is located.

26 (C) Five percent (5%) of the admissions tax collected during the quarter shall be paid to a town  
27 having a population of more than three thousand five hundred (3,500) located in a county having  
28 a population of more than nineteen thousand five hundred (19,500) but less than twenty thousand  
29 (20,000). At least twenty percent (20%) of the taxes received by a town under this clause must  
30 be transferred to the school corporation in which the town is located.

31 (D) Twenty percent (20%) of the admissions tax collected during the quarter shall be paid in  
32 equal amounts to each town that:

33 (i) is located in the county in which the riverboat is located; and

34 (ii) contains a historic hotel.

35 At least twenty percent (20%) of the taxes received by a town under this clause must be  
36 transferred to the school corporation in which the town is located.

37 (E) Ten percent (10%) of the admissions tax collected during the quarter shall be paid to the  
38 Orange County development commission established under IC 36-7-11.5. At least one-third (1/3)  
39 of the taxes paid to the Orange County development commission under this clause must be  
40 transferred to the Orange County convention and visitors bureau.

41 (F) Thirteen percent (13%) of the admissions tax collected during the quarter shall be paid to the  
42 West Baden Springs historic hotel preservation and maintenance fund established by  
43 IC 36-7-11.5-11(b).

44 (G) Twenty-five percent (25%) of the admissions tax collected during the quarter shall be paid  
45 to the Indiana economic development corporation to be used by the corporation for the  
46 development and implementation of a regional economic development strategy to assist the  
47 residents of the county in which the riverboat is located and residents of contiguous counties in  
48 improving their quality of life and to help promote successful and sustainable communities. The  
49 regional economic development strategy must include goals concerning the following issues:

50 (i) Job creation and retention.

51 (ii) Infrastructure, including water, wastewater, and storm water infrastructure needs.

- 1 (iii) Housing.
- 2 (iv) Workforce training.
- 3 (v) Health care.
- 4 (vi) Local planning.
- 5 (vii) Land use.
- 6 (viii) Assistance to regional economic development groups.
- 7 (ix) Other regional development issues as determined by the Indiana economic development
- 8 corporation.
- 9 (2) With respect to admissions taxes collected for a person admitted to the riverboat after June 30,
- 10 2010, the following amounts:
- 11 (A) Twenty-nine and thirty-three hundredths percent (29.33%) to the county treasurer of Orange
- 12 County. The county treasurer shall distribute the money received under this clause as follows:
- 13 (i) Twenty-two and seventy-five hundredths percent (22.75%) to the county treasurer of Dubois
- 14 County for distribution in the manner described in subdivision (1)(A)(i).
- 15 (ii) Twenty-two and seventy-five hundredths percent (22.75%) to the county treasurer of
- 16 Crawford County for distribution in the manner described in subdivision (1)(A)(ii).
- 17 (iii) Fifty-four and five-tenths percent (54.5%) to be retained by the county treasurer of Orange
- 18 County for appropriation by the county fiscal body after receiving a recommendation from the
- 19 county executive.
- 20 (B) Six and sixty-seven hundredths percent (6.67%) to the fiscal officer of the town of Orleans.
- 21 At least twenty percent (20%) of the taxes received by the town under this clause must be
- 22 transferred to Orleans Community Schools.
- 23 (C) Six and sixty-seven hundredths percent (6.67%) to the fiscal officer of the town of Paoli. At
- 24 least twenty percent (20%) of the taxes received by the town under this clause must be transferred
- 25 to the Paoli Community School Corporation.
- 26 (D) Twenty-six and sixty-seven hundredths percent (26.67%) to be paid in equal amounts to the
- 27 fiscal officers of the towns of French Lick and West Baden Springs. At least twenty percent
- 28 (20%) of the taxes received by a town under this clause must be transferred to the Springs Valley
- 29 Community School Corporation.
- 30 (E) Thirty and sixty-six hundredths percent (30.66%) to the Indiana economic development
- 31 corporation to be used in the manner described in subdivision (1)(G).
- 32 (d) With respect to tax revenue collected from a riverboat that operates from a county having a
- 33 population of more than four hundred thousand (400,000) but less than seven hundred thousand
- 34 (700,000), the treasurer of state shall quarterly pay the following amounts:
- 35 (1) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the
- 36 licensed owner for each person:
- 37 (A) embarking on a gambling excursion during the quarter; or
- 38 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under
- 39 IC 4-33-6-21;
- 40 shall be paid to the city in which the riverboat is docked.
- 41 (2) Except as provided in subsection (k), one dollar (\$1) of the admissions tax collected by the
- 42 licensed owner for each person:
- 43 (A) embarking on a gambling excursion during the quarter; or
- 44 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under
- 45 IC 4-33-6-21;
- 46 shall be paid to the county in which the riverboat is docked.
- 47 (3) Except as provided in subsection (k), nine cents (\$0.09) of the admissions tax collected by the
- 48 licensed owner for each person:
- 49 (A) embarking on a gambling excursion during the quarter; or
- 50 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under
- 51 IC 4-33-6-21;

1 shall be paid to the county convention and visitors bureau or promotion fund for the county in which  
2 the riverboat is docked.

3 (4) Except as provided in subsection (k), one cent (\$0.01) of the admissions tax collected by the  
4 licensed owner for each person:

5 (A) embarking on a gambling excursion during the quarter; or

6 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under  
7 IC 4-33-6-21;

8 shall be paid to the northwest Indiana law enforcement training center.

9 (5) Except as provided in subsection (k), fifteen cents (\$0.15) of the admissions tax collected by the  
10 licensed owner for each person:

11 (A) embarking on a gambling excursion during the quarter; or

12 (B) admitted to a riverboat during a quarter that has implemented flexible scheduling under  
13 IC 4-33-6-21;

14 shall be paid to the state fair commission for use in any activity that the commission is authorized  
15 to carry out under IC 15-13-3.

16 (6) Except as provided in subsection (k), ten cents (\$0.10) of the admissions tax collected by the  
17 licensed owner for each person:

18 (A) embarking on a gambling excursion during the quarter; or

19 (B) admitted to a riverboat during the quarter that has implemented flexible scheduling under  
20 IC 4-33-6-21;

21 shall be paid to the division of mental health and addiction. The division shall allocate at least  
22 twenty-five percent (25%) of the funds derived from the admissions tax to the prevention and  
23 treatment of compulsive gambling.

24 ~~(7) Except as provided in subsection (k) and section 7 of this chapter, Sixty-five cents (\$0.65) of the~~  
25 ~~admissions tax collected by the licensed owner for each person embarking on a gambling excursion~~  
26 ~~during the quarter or admitted to a riverboat during the quarter that has implemented flexible~~  
27 ~~scheduling under IC 4-33-6-21 shall be paid to the Indiana horse racing commission to be distributed~~  
28 ~~as follows, in amounts determined by the Indiana horse racing commission, for the promotion and~~  
29 ~~operation of horse racing in Indiana:~~

30 ~~(A) To one (1) or more breed development funds established by the Indiana horse racing~~  
31 ~~commission under IC 4-31-11-10.~~

32 ~~(B) To a racetrack that was approved by the Indiana horse racing commission under IC 4-31. The~~  
33 ~~commission may make a grant under this clause only for purses, promotions, and routine~~  
34 ~~operations of the racetrack. No grants shall be made for long term capital investment or~~  
35 ~~construction, and no grants shall be made before the racetrack becomes operational and is~~  
36 ~~offering a racing schedule. state general fund.~~

37 (e) Money paid to a unit of local government under subsection (b), (c), or (d):

38 (1) must be paid to the fiscal officer of the unit and may be deposited in the unit's general fund or  
39 riverboat fund established under IC 36-1-8-9, or both;

40 (2) may not be used to reduce the unit's maximum levy under IC 6-1.1-18.5 but may be used at the  
41 discretion of the unit to reduce the property tax levy of the unit for a particular year;

42 (3) may be used for any legal or corporate purpose of the unit, including the pledge of money to  
43 bonds, leases, or other obligations under IC 5-1-14-4; and

44 (4) is considered miscellaneous revenue.

45 (f) Money paid by the treasurer of state under subsection (b)(3) or (d)(3) shall be:

46 (1) deposited in:

47 (A) the county convention and visitor promotion fund; or

48 (B) the county's general fund if the county does not have a convention and visitor promotion  
49 fund; and

50 (2) used only for the tourism promotion, advertising, and economic development activities of the  
51 county and community.



1 (g) Money received by the division of mental health and addiction under subsections (b)(5) and (d)(6):  
2 (1) is annually appropriated to the division of mental health and addiction;  
3 (2) shall be distributed to the division of mental health and addiction at times during each state fiscal  
4 year determined by the budget agency; and  
5 (3) shall be used by the division of mental health and addiction for programs and facilities for the  
6 prevention and treatment of addictions to drugs, alcohol, and compulsive gambling, including the  
7 creation and maintenance of a toll free telephone line to provide the public with information about  
8 these addictions. The division shall allocate at least twenty-five percent (25%) of the money received  
9 to the prevention and treatment of compulsive gambling.

10 (h) This subsection applies to the following:

- 11 (1) Each entity receiving money under subsection (b).
- 12 (2) Each entity receiving money under subsection (d)(1) through (d)(2).
- 13 (3) Each entity receiving money under subsection (d)(5) through ~~(d)(7)~~: **(d)(6)**.

14 The treasurer of state shall determine the total amount of money paid by the treasurer of state to an entity  
15 subject to this subsection during the state fiscal year 2002. The amount determined under this subsection  
16 is the base year revenue for each entity subject to this subsection. The treasurer of state shall certify the  
17 base year revenue determined under this subsection to each entity subject to this subsection.

18 (i) This subsection applies to an entity receiving money under subsection (d)(3) or (d)(4). The treasurer  
19 of state shall determine the total amount of money paid by the treasurer of state to the entity described in  
20 subsection (d)(3) during state fiscal year 2002. The amount determined under this subsection multiplied  
21 by nine-tenths (0.9) is the base year revenue for the entity described in subsection (d)(3). The amount  
22 determined under this subsection multiplied by one-tenth (0.1) is the base year revenue for the entity  
23 described in subsection (d)(4). The treasurer of state shall certify the base year revenue determined under  
24 this subsection to each entity subject to this subsection.

25 (j) This subsection does not apply to an entity receiving money under subsection (c). For state fiscal  
26 years beginning after June 30, 2002, the total amount of money distributed to an entity under this section  
27 during a state fiscal year may not exceed the entity's base year revenue as determined under subsection  
28 (h) or (i). If the treasurer of state determines that the total amount of money distributed to an entity under  
29 this section during a state fiscal year is less than the entity's base year revenue, the treasurer of state shall  
30 make a supplemental distribution to the entity under IC 4-33-13-5(g).

31 (k) This subsection does not apply to an entity receiving money under subsection (c). For state fiscal  
32 years beginning after June 30, 2002, the treasurer of state shall pay that part of the riverboat admissions  
33 taxes that:

- 34 (1) exceeds a particular entity's base year revenue; and
- 35 (2) would otherwise be due to the entity under this section;

36 to the state general fund instead of to the entity.

37 SECTION 42. IC 4-33-12-7 IS REPEALED [EFFECTIVE JULY 1, 2013]. Sec. 7: (a) The maximum  
38 amount paid to the Indiana horse racing commission under this article in a state fiscal year may not exceed  
39 the remainder of:

- 40 ~~(1) the Indiana horse racing commission's base year revenue as determined under section 6(h) of this~~  
41 ~~chapter; minus~~
- 42 ~~(2) the amount of money, if any, distributed by licensees under IC 4-35-7-12 to horsemen's~~  
43 ~~associations and for horse racing purses and breed development in the state fiscal year.~~

44 (b) For each state fiscal year, the treasurer of state shall pay an amount equal to the lesser of:

45 ~~(1) the amount of admissions taxes specified in:~~

- 46 ~~(A) section 6(b)(6) of this chapter; and~~
- 47 ~~(B) section 6(d)(7) of this chapter; or~~

48 ~~(2) the amount of money distributed under IC 4-35-7-12 that is subtracted from the Indiana horse~~  
49 ~~racing commission's base year revenue under subsection (a);~~

50 to the state general fund instead of to the Indiana horse racing commission.

51 SECTION 43. IC 4-33-13-5, AS AMENDED BY P.L.119-2012, SECTION 10, IS AMENDED TO

1 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 5. (a) This subsection does not apply to tax  
2 revenue remitted by an operating agent operating a riverboat in a historic hotel district. After funds are  
3 appropriated under section 4 of this chapter, each month the treasurer of state shall distribute the tax  
4 revenue deposited in the state gaming fund under this chapter to the following:

5 (1) The first thirty-three million dollars (\$33,000,000) of tax revenues collected under this chapter  
6 shall be set aside for revenue sharing under subsection (e).

7 (2) Subject to subsection (c), twenty-five percent (25%) of the remaining tax revenue remitted by  
8 each licensed owner shall be paid:

9 (A) to the city that is designated as the home dock of the riverboat from which the tax revenue  
10 was collected, in the case of:

11 (i) a city described in IC 4-33-12-6(b)(1)(A); or

12 (ii) a city located in a county having a population of more than four hundred thousand  
13 (400,000) but less than seven hundred thousand (700,000); or

14 (B) to the county that is designated as the home dock of the riverboat from which the tax revenue  
15 was collected, in the case of a riverboat whose home dock is not in a city described in clause (A).

16 (3) Subject to subsection (d), the remainder of the tax revenue remitted by each licensed owner shall  
17 be paid to the state general fund. In each state fiscal year, the treasurer of state shall make the  
18 transfer required by this subdivision not later than the last business day of the month in which the  
19 tax revenue is remitted to the state for deposit in the state gaming fund. However, if tax revenue is  
20 received by the state on the last business day in a month, the treasurer of state may transfer the tax  
21 revenue to the state general fund in the immediately following month.

22 (b) This subsection applies only to tax revenue remitted by an operating agent operating a riverboat  
23 in a historic hotel district. After funds are appropriated under section 4 of this chapter, each month the  
24 treasurer of state shall distribute the tax revenue remitted by the operating agent under this chapter as  
25 follows:

26 (1) Thirty-seven and one-half percent (37.5%) shall be paid to the state general fund.

27 (2) Nineteen percent (19%) shall be paid to the West Baden Springs historic hotel preservation and  
28 maintenance fund established by IC 36-7-11.5-11(b). However, at any time the balance in that fund  
29 exceeds twenty million dollars (\$20,000,000), the amount described in this subdivision shall be paid  
30 to the state general fund.

31 (3) Eight percent (8%) shall be paid to the Orange County development commission established  
32 under IC 36-7-11.5.

33 (4) Sixteen percent (16%) shall be paid in equal amounts to each town that is located in the county  
34 in which the riverboat is located and contains a historic hotel. The following apply to taxes received  
35 by a town under this subdivision:

36 (A) At least twenty-five percent (25%) of the taxes must be transferred to the school corporation  
37 in which the town is located.

38 (B) At least twelve and five-tenths percent (12.5%) of the taxes imposed on adjusted gross  
39 receipts received after June 30, 2010, must be transferred to the Orange County development  
40 commission established by IC 36-7-11.5-3.5.

41 (5) Nine percent (9%) shall be paid to the county treasurer of the county in which the riverboat is  
42 located. The county treasurer shall distribute the money received under this subdivision as follows:

43 (A) Twenty-two and twenty-five hundredths percent (22.25%) shall be quarterly distributed to  
44 the county treasurer of a county having a population of more than forty thousand (40,000) but less  
45 than forty-two thousand (42,000) for appropriation by the county fiscal body after receiving a  
46 recommendation from the county executive. The county fiscal body for the receiving county shall  
47 provide for the distribution of the money received under this clause to one (1) or more taxing  
48 units (as defined in IC 6-1.1-1-21) in the county under a formula established by the county fiscal  
49 body after receiving a recommendation from the county executive.

50 (B) Twenty-two and twenty-five hundredths percent (22.25%) shall be quarterly distributed to  
51 the county treasurer of a county having a population of more than ten thousand seven hundred

1 (10,700) but less than twelve thousand (12,000) for appropriation by the county fiscal body after  
2 receiving a recommendation from the county executive. The county fiscal body for the receiving  
3 county shall provide for the distribution of the money received under this clause to one (1) or  
4 more taxing units (as defined in IC 6-1.1-1-21) in the county under a formula established by the  
5 county fiscal body after receiving a recommendation from the county executive.

6 (C) Fifty-five and five-tenths percent (55.5%) shall be retained by the county in which the  
7 riverboat is located for appropriation by the county fiscal body after receiving a recommendation  
8 from the county executive.

9 (6) Five percent (5%) shall be paid to a town having a population of more than two thousand (2,000)  
10 but less than three thousand five hundred (3,500) located in a county having a population of more  
11 than nineteen thousand five hundred (19,500) but less than twenty thousand (20,000). At least forty  
12 percent (40%) of the taxes received by a town under this subdivision must be transferred to the  
13 school corporation in which the town is located.

14 (7) Five percent (5%) shall be paid to a town having a population of more than three thousand five  
15 hundred (3,500) located in a county having a population of more than nineteen thousand five  
16 hundred (19,500) but less than twenty thousand (20,000). At least forty percent (40%) of the taxes  
17 received by a town under this subdivision must be transferred to the school corporation in which the  
18 town is located.

19 (8) Five-tenths percent (0.5%) of the taxes imposed on adjusted gross receipts received after June  
20 30, 2010, shall be paid to the Indiana economic development corporation established by IC 5-28-3-1.

21 (c) For each city and county receiving money under subsection (a)(2), the treasurer of state shall  
22 determine the total amount of money paid by the treasurer of state to the city or county during the state  
23 fiscal year 2002. The amount determined is the base year revenue for the city or county. The treasurer of  
24 state shall certify the base year revenue determined under this subsection to the city or county. The total  
25 amount of money distributed to a city or county under this section during a state fiscal year may not  
26 exceed the entity's base year revenue. For each state fiscal year, the treasurer of state shall pay that part  
27 of the riverboat wagering taxes that:

28 (1) exceeds a particular city's or county's base year revenue; and

29 (2) would otherwise be due to the city or county under this section;  
30 to the state general fund instead of to the city or county.

31 (d) Each state fiscal year the treasurer of state shall transfer from the tax revenue remitted to the state  
32 general fund under subsection (a)(3) to the build Indiana fund an amount that when added to the following  
33 may not exceed two hundred fifty million dollars (\$250,000,000):

34 (1) Surplus lottery revenues under IC 4-30-17-3.

35 (2) Surplus revenue from the charity gaming enforcement fund under IC 4-32.2-7-7.

36 (3) Tax revenue from pari-mutuel wagering under IC 4-31-9-3.

37 The treasurer of state shall make transfers on a monthly basis as needed to meet the obligations of the  
38 build Indiana fund. If in any state fiscal year insufficient money is transferred to the state general fund  
39 under subsection (a)(3) to comply with this subsection, the treasurer of state shall reduce the amount  
40 transferred to the build Indiana fund to the amount available in the state general fund from the transfers  
41 under subsection (a)(3) for the state fiscal year.

42 (e) Before August 15 of each year, the treasurer of state shall distribute the wagering taxes set aside  
43 for revenue sharing under subsection (a)(1) to the county treasurer of each county that does not have a  
44 riverboat according to the ratio that the county's population bears to the total population of the counties  
45 that do not have a riverboat. Except as provided in subsection (h), the county auditor shall distribute the  
46 money received by the county under this subsection as follows:

47 (1) To each city located in the county according to the ratio the city's population bears to the total  
48 population of the county.

49 (2) To each town located in the county according to the ratio the town's population bears to the total  
50 population of the county.

51 (3) After the distributions required in subdivisions (1) and (2) are made, the remainder shall be

1 retained by the county.

2 (f) Money received by a city, town, or county under subsection (e) or (h) may be used for any of the  
3 following purposes:

4 (1) To reduce the property tax levy of the city, town, or county for a particular year (a property tax  
5 reduction under this subdivision does not reduce the maximum levy of the city, town, or county  
6 under IC 6-1.1-18.5).

7 (2) For deposit in a special fund or allocation fund created under IC 8-22-3.5, IC 36-7-14,  
8 IC 36-7-14.5, IC 36-7-15.1, and IC 36-7-30 to provide funding for debt repayment.

9 (3) To fund sewer and water projects, including storm water management projects.

10 (4) For police and fire pensions.

11 (5) To carry out any governmental purpose for which the money is appropriated by the fiscal body  
12 of the city, town, or county. Money used under this subdivision does not reduce the property tax levy  
13 of the city, town, or county for a particular year or reduce the maximum levy of the city, town, or  
14 county under IC 6-1.1-18.5.

15 (g) This subsection does not apply to an entity receiving money under IC 4-33-12-6(c). Before  
16 September 15 of each year, the treasurer of state shall determine the total amount of money distributed  
17 to an entity under IC 4-33-12-6 during the preceding state fiscal year. If the treasurer of state determines  
18 that the total amount of money distributed to an entity under IC 4-33-12-6 during the preceding state fiscal  
19 year was less than the entity's base year revenue (as determined under IC 4-33-12-6), the treasurer of state  
20 shall make a supplemental distribution to the entity from taxes collected under this chapter and deposited  
21 into the state general fund. ~~Except as provided in subsection (i);~~ The amount of an entity's supplemental  
22 distribution is equal to:

23 (1) the entity's base year revenue (as determined under IC 4-33-12-6); minus

24 (2) the sum of:

25 (A) the total amount of money distributed to the entity during the preceding state fiscal year  
26 under IC 4-33-12-6; plus

27 (B) any amounts deducted under IC 6-3.1-20-7.

28 (h) This subsection applies only to a county containing a consolidated city. The county auditor shall  
29 distribute the money received by the county under subsection (e) as follows:

30 (1) To each city, other than a consolidated city, located in the county according to the ratio that the  
31 city's population bears to the total population of the county.

32 (2) To each town located in the county according to the ratio that the town's population bears to the  
33 total population of the county.

34 (3) After the distributions required in subdivisions (1) and (2) are made, the remainder shall be paid  
35 in equal amounts to the consolidated city and the county.

36 ~~(i) This subsection applies only to the Indiana horse racing commission. For each state fiscal year the  
37 amount of the Indiana horse racing commission's supplemental distribution under subsection (g) must be  
38 reduced by the amount required to comply with IC 4-33-12-7(a).~~

39 SECTION 44. IC 4-35-7-12, AS AMENDED BY P.L.229-2011, SECTION 60, IS AMENDED TO  
40 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 12. ~~(a) The Indiana horse racing commission  
41 shall enforce the requirements of this section.~~

42 ~~(b) Except as provided in subsection (j);~~ A licensee shall before the fifteenth day of each month  
43 distribute an amount equal to fifteen percent (15%) of the adjusted gross receipts of the slot machine  
44 wagering from the previous month at the licensee's racetrack as provided in this ~~subsection. The Indiana  
45 horse racing commission may not use any of this money for any administrative purpose or other purpose  
46 of the Indiana horse racing commission; and the entire amount of the money shall be distributed as  
47 provided in this section.~~ A licensee shall pay the first one million five hundred thousand dollars  
48 (\$1,500,000) distributed under this section in a state fiscal year to the treasurer of state for deposit in the  
49 Indiana tobacco master settlement agreement fund for the purposes of the tobacco use prevention and  
50 cessation program. A licensee shall pay the next two hundred fifty thousand dollars (\$250,000) distributed  
51 under this section in a state fiscal year to the Indiana horse racing commission for deposit in the gaming

1 integrity fund established by IC 4-35-8.7-3. After this money has been distributed to the treasurer of state  
2 and the Indiana horse racing commission, a licensee shall distribute the remaining money devoted to horse  
3 racing purses and to horsemen's associations under this subsection as follows:

4 (1) Five-tenths percent (0.5%) shall be transferred to horsemen's associations for equine promotion  
5 or welfare according to the ratios specified in subsection (e).

6 (2) Two and five-tenths percent (2.5%) shall be transferred to horsemen's associations for backside  
7 benevolence according to the ratios specified in subsection (e).

8 (3) Ninety-seven percent (97%) shall be distributed to promote horses and horse racing as provided  
9 in subsection (d): to the treasurer of state for deposit in the state general fund for the purpose

10 **of paying appropriations for Medicaid—Current Obligations.**

11 (c) A horsemen's association shall expend the amounts distributed to the horsemen's association under  
12 subsection (b)(1) through (b)(2) for a purpose promoting the equine industry or equine welfare or for a  
13 benevolent purpose that the horsemen's association determines is in the best interests of horse racing in  
14 Indiana for the breed represented by the horsemen's association. Expenditures under this subsection are  
15 subject to the regulatory requirements of subsection (f):

16 (d) A licensee shall distribute the amounts described in subsection (b)(3) as follows:

17 (1) Forty-six percent (46%) for thoroughbred purposes as follows:

18 (A) Sixty percent (60%) for the following purposes:

19 (i) Ninety-seven percent (97%) for thoroughbred purses.

20 (ii) Two and four-tenths percent (2.4%) to the horsemen's association representing  
21 thoroughbred owners and trainers:

22 (iii) Six-tenths percent (0.6%) to the horsemen's association representing thoroughbred owners  
23 and breeders:

24 (B) Forty percent (40%) to the breed development fund established for thoroughbreds under  
25 IC 4-31-11-10:

26 (2) Forty-six percent (46%) for standardbred purposes as follows:

27 (A) Three hundred seventy-five thousand dollars (\$375,000) to the state fair commission to be  
28 used by the state fair commission to support standardbred racing and facilities at the state  
29 fairgrounds:

30 (B) One hundred twenty-five thousand dollars (\$125,000) to the state fair commission to be used  
31 by the state fair commission to make grants to county fairs to support standardbred racing and  
32 facilities at county fair tracks. The state fair commission shall establish a review committee to  
33 include the standardbred association board, the Indiana horse racing commission, and the Indiana  
34 county fair association to make recommendations to the state fair commission on grants under  
35 this clause:

36 (C) Fifty percent (50%) of the amount remaining after the distributions under clauses (A) and (B)  
37 for the following purposes:

38 (i) Ninety-six and five-tenths percent (96.5%) for standardbred purses:

39 (ii) Three and five-tenths percent (3.5%) to the horsemen's association representing  
40 standardbred owners and trainers:

41 (D) Fifty percent (50%) of the amount remaining after the distributions under clauses (A) and (B)  
42 to the breed development fund established for standardbreds under IC 4-31-11-10:

43 (3) Eight percent (8%) for quarter horse purposes as follows:

44 (A) Seventy percent (70%) for the following purposes:

45 (i) Ninety-five percent (95%) for quarter horse purses:

46 (ii) Five percent (5%) to the horsemen's association representing quarter horse owners and  
47 trainers:

48 (B) Thirty percent (30%) to the breed development fund established for quarter horses under  
49 IC 4-31-11-10:

50 Expenditures under this subsection are subject to the regulatory requirements of subsection (f):

51 (e) Money distributed under subsection (b)(1) and (b)(2) shall be allocated as follows:

1 (1) Forty-six percent (46%) to the horsemen's association representing thoroughbred owners and  
2 trainers;

3 (2) Forty-six percent (46%) to the horsemen's association representing standardbred owners and  
4 trainers;

5 (3) Eight percent (8%) to the horsemen's association representing quarter horse owners and trainers.

6 (f) Money distributed under subsection (b)(1); (b)(2); or (b)(3) may not be expended unless the  
7 expenditure is for a purpose authorized in this section and is either for a purpose promoting the equine  
8 industry or equine welfare or is for a benevolent purpose that is in the best interests of horse racing in  
9 Indiana or the necessary expenditures for the operations of the horsemen's association required to  
10 implement and fulfill the purposes of this section. The Indiana horse racing commission may review any  
11 expenditure of money distributed under subsection (b)(1); (b)(2); or (b)(3) to ensure that the requirements  
12 of this section are satisfied. The Indiana horse racing commission shall adopt rules concerning the review  
13 and oversight of money distributed under subsection (b)(1); (b)(2); or (b)(3) and shall adopt rules  
14 concerning the enforcement of this section. The following apply to a horsemen's association receiving a  
15 distribution of money under subsection (b)(1); (b)(2); or (b)(3):

16 (1) The horsemen's association must annually file a report with the Indiana horse racing commission  
17 concerning the use of the money by the horsemen's association. The report must include information  
18 as required by the commission.

19 (2) The horsemen's association must register with the Indiana horse racing commission.

20 (g) The commission shall provide the Indiana horse racing commission with the information necessary  
21 to enforce this section:

22 (h) The Indiana horse racing commission shall investigate any complaint that a licensee has failed to  
23 comply with the horse racing purse requirements set forth in this section. If, after notice and a hearing,  
24 the Indiana horse racing commission finds that a licensee has failed to comply with the purse  
25 requirements set forth in this section, the Indiana horse racing commission may:

26 (1) issue a warning to the licensee;

27 (2) impose a civil penalty that may not exceed one million dollars (\$1,000,000); or

28 (3) suspend a meeting permit issued under IC 4-31-5 to conduct a pari-mutuel wagering horse racing  
29 meeting in Indiana.

30 (i) A civil penalty collected under this section must be deposited in the state general fund.

31 (j) For a state fiscal year beginning after June 30, 2011, the sum of the amount of money dedicated to  
32 the distribution to the Indiana horse racing commission for deposit in the gaming integrity fund and the  
33 amount of money dedicated to the purposes described in subsection (b)(1); (b)(2); and (b)(3) for a  
34 particular state fiscal year is equal to the lesser of:

35 (1) the result of:

36 (A) fifteen percent (15%) of the licensee's adjusted gross receipts for the state fiscal year; minus

37 (B) one million five hundred thousand dollars (\$1,500,000); or

38 (2) the result of:

39 (A) in the state fiscal year beginning July 1, 2011, and ending June 30, 2012:

40 (i) the sum of the amount dedicated to the distribution to the Indiana horse racing commission  
41 for deposit in the gaming integrity fund and the amount dedicated to the purposes described  
42 in subsection (b)(1); (b)(2); and (b)(3) in the previous state fiscal year; minus

43 (ii) one million five hundred thousand dollars (\$1,500,000); and

44 (B) in a state fiscal year beginning after June 30, 2012, the sum of the amount dedicated to the  
45 distribution to the Indiana horse racing commission for deposit in the gaming integrity fund and  
46 the amount dedicated to the purposes described in subsection (b)(1); (b)(2); and (b)(3) in the  
47 previous state fiscal year;

48 increased by a percentage that does not exceed the percent of increase in the United States  
49 Department of Labor Consumer Price Index during the year preceding the year in which an increase  
50 is established.

51 If the amount specified in subdivision (1) for the state fiscal year exceeds the amount specified in

1 subdivision (2); the licensee shall transfer the amount of the excess to the commission for deposit in the  
2 state general fund. The licensee shall adjust the transfers required under this section in the final month  
3 of the state fiscal year to comply with the requirements of this subsection.

4 SECTION 45. IC 4-35-7-13 IS REPEALED [EFFECTIVE JULY 1, 2013]. Sec. 13. (a) The definitions  
5 in IC 3-5-2 apply to this section to the extent they do not conflict with the definitions in this article.

6 (b) As used in this section, "candidate" refers to any of the following:

- 7 (1) A candidate for a state office.
- 8 (2) A candidate for a legislative office.
- 9 (3) A candidate for a local office.

10 (c) As used in this section, "committee" refers to any of the following:

- 11 (1) A candidate's committee.
- 12 (2) A regular party committee.
- 13 (3) A committee organized by a legislative caucus of the house of the general assembly.
- 14 (4) A committee organized by a legislative caucus of the senate of the general assembly.

15 (d) Money distributed to a horsemen's association under section 12 of this chapter may not be used for  
16 any of the following purposes:

- 17 (1) To make a contribution to a candidate or a committee.
- 18 (2) For lobbying (as defined in IC 2-7-1-9).

19 SECTION 46. IC 6-3-2-1, AS AMENDED BY P.L.172-2011, SECTION 54, IS AMENDED TO  
20 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 1. (a) Each taxable year, a tax at the  
21 following rate of three and four-tenths percent (3.4%) of adjusted gross income is imposed upon the  
22 adjusted gross income of every resident person, and on that part of the adjusted gross income derived from  
23 sources within Indiana of every nonresident person:

- 24 (1) Before July 1, 2013, three and four-tenths percent (3.4%).
- 25 (2) After June 30, 2013, and before July 1, 2014, three and twenty-three hundredths percent  
26 (3.23%).
- 27 (3) After June 30, 2014, three and six hundredths percent (3.06%).

28 (b) Except as provided in section 1.5 of this chapter, each taxable year, a tax at the following rate of  
29 adjusted gross income is imposed on that part of the adjusted gross income derived from sources within  
30 Indiana of every corporation:

- 31 (1) Before July 1, 2012, eight and five-tenths percent (8.5%).
- 32 (2) After June 30, 2012, and before July 1, 2013, eight percent (8.0%).
- 33 (3) After June 30, 2013, and before July 1, 2014, seven and five-tenths percent (7.5%).
- 34 (4) After June 30, 2014, and before July 1, 2015, seven percent (7.0%).
- 35 (5) After June 30, 2015, six and five-tenths percent (6.5%).

36 (c) If for any taxable year a taxpayer is subject to different tax rates under subsection (b), the taxpayer's  
37 tax rate for that taxable year is the rate determined in the last STEP of the following STEPS:

38 STEP ONE: Multiply the number of months in the taxpayer's taxable year that precede the month  
39 the rate changed by the rate in effect before the rate change.

40 STEP TWO: Multiply the number of months in the taxpayer's taxable year that follow the month  
41 before the rate changed by the rate in effect after the rate change.

42 STEP THREE: Divide the sum of the amounts determined under STEPS ONE and TWO by twelve  
43 (12).

44 However, the rate determined under this subsection shall be rounded to the nearest one-hundredth of one  
45 percent (0.01%).

46 (d) If for any taxable year a taxpayer is subject to different tax rates under subsection (a), the  
47 taxpayer's tax rate for that taxable year is the rate determined in the last STEP of the following  
48 STEPS:

49 STEP ONE: Multiply the number of months in the taxpayer's taxable year that precede the  
50 month the rate changed by the rate in effect before the rate change.

51 STEP TWO: Multiply the number of months in the taxpayer's taxable year that follow the

1 month before the rate changed by the rate in effect after the rate change.  
2 **STEP THREE: Divide the sum of the amounts determined under STEPS ONE and TWO by**  
3 **twelve (12).**  
4 **However, the rate determined under this subsection shall be rounded to the nearest one-hundredth**  
5 **of one percent (0.01%).**

6 SECTION 47. IC 6-7-1-28.1, AS AMENDED BY P.L.229-2011, SECTION 95, IS AMENDED TO  
7 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 28.1. The taxes, registration fees, fines, or  
8 penalties collected under this chapter shall be deposited in the following manner:

9 (1) Four and twenty-two hundredths percent (4.22%) of the money shall be deposited in a fund to  
10 be known as the cigarette tax fund.

11 (2) Six-tenths percent (0.6%) of the money shall be deposited in a fund to be known as the mental  
12 health centers fund.

13 (3) The following amount of the money shall be deposited in the state general fund:

14 (A) After June 30, 2011, and before July 1, 2013, sixty and twenty-four hundredths percent  
15 (60.24%).

16 (B) After June 30, 2013, ~~fifty-four and five-tenths~~ **fifty-six and twenty-four hundredths** percent  
17 ~~(54.5%)~~: **(56.24%)**.

18 (4) Five and forty-three hundredths percent (5.43%) of the money shall be deposited into the pension  
19 relief fund established in IC 5-10.3-11.

20 (5) Twenty-seven and five hundredths percent (27.05%) of the money shall be deposited in the  
21 Indiana check-up plan trust fund established by IC 12-15-44.2-17.

22 (6) Two and forty-six hundredths percent (2.46%) of the money shall be deposited in the state  
23 general fund for the purpose of paying appropriations for Medicaid—Current Obligations, for  
24 provider reimbursements.

25 (7) The following amount of the money shall be deposited in the state retiree health benefit trust  
26 fund established by IC 5-10-8-8.5 as follows:

27 (A) Before July 1, 2011, five and seventy-four hundredths percent (5.74%).

28 (B) After June 30, 2011, and before July 1, 2013, zero percent (0%).

29 (C) After June 30, 2013, ~~five and seventy-four hundredths~~ **four** percent ~~(5.74%)~~: **(4%)**.

30 The money in the cigarette tax fund, the mental health centers fund, the Indiana check-up plan trust fund,  
31 or the pension relief fund at the end of a fiscal year does not revert to the state general fund. However,  
32 if in any fiscal year, the amount allocated to a fund under subdivision (1) or (2) is less than the amount  
33 received in fiscal year 1977, then that fund shall be credited with the difference between the amount  
34 allocated and the amount received in fiscal year 1977, and the allocation for the fiscal year to the fund  
35 under subdivision (3) shall be reduced by the amount of that difference. Money deposited under  
36 subdivisions (6) through (7) may not be used for any purpose other than the purpose stated in the  
37 subdivision.

38 SECTION 48. IC 8-14-18 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ  
39 AS FOLLOWS [EFFECTIVE JULY 1, 2013]:

40 **Chapter 18. Transportation and Infrastructure Development Fund**

41 **Sec. 1. As used in this chapter, "fund" refers to the transportation and infrastructure**  
42 **development fund established by section 2 of this chapter.**

43 **Sec. 2. The transportation and infrastructure development fund is established.**

44 **Sec. 3. The fund consists of the following:**

45 **(1) Money transferred under IC 4-10-22-3.**

46 **(2) Appropriations by the general assembly.**

47 **(3) Donations, gifts, grants, and bequests to the fund.**

48 **(4) Interest that accrues from money in the fund.**

49 **(5) Money from any other source deposited in the fund.**

50 **Sec. 4. The fund shall be administered by the state budget agency. Money in the fund that is not**  
51 **needed to meet the obligations of the fund may be invested in the same manner as other public**  
52 **funds are invested. Money in the fund at the end of a state fiscal year does not revert to the state**



1 **general fund.**

2 **Sec. 5. Money in the fund may be used to finance or construct transportation and infrastructure**  
3 **improvements critical to economic growth in Indiana.**

4 SECTION 49. IC 9-23-6-4, AS AMENDED BY P.L.1-2009, SECTION 82, IS AMENDED TO READ  
5 AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 4. A person who violates this article or a rule or order  
6 of the secretary of state issued under this article is subject to a civil penalty of not less than fifty dollars  
7 (\$50) and not more than one thousand dollars (\$1,000) for each day of violation and for each act of  
8 violation, as determined by the court. All civil penalties recovered under this article shall be paid to the  
9 state and deposited into the ~~securities division enforcement account established under IC 23-19-6-1(f).~~  
10 **state general fund.**

11 SECTION 50. IC 11-10-3-6, AS ADDED BY P.L.229-2011, SECTION 102, IS AMENDED TO  
12 READ AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 6. (a) This section:

13 (1) does not apply in the case of a person who is subject to lawful detention by a county sheriff and  
14 is:

15 (A) covered under private health coverage for health care services; or

16 (B) willing to pay for the person's own health care services; and

17 (2) does not affect copayments required under section 5 of this chapter.

18 (b) The following definitions apply throughout this section:

19 (1) "Charge description master" means a listing of the amount charged by a hospital for each service,  
20 item, and procedure:

21 (A) provided by the hospital; and

22 (B) for which a separate charge exists.

23 (2) "Health care service" means the following:

24 (A) Medical care.

25 (B) Dental care.

26 (C) Eye care.

27 (D) Any other health care related service.

28 The term includes health care items and procedures.

29 (c) Except as provided in subsection (d), when the department or a county is responsible for payment  
30 for health care services provided to a person who is committed to the department, the department shall  
31 reimburse:

32 (1) a physician licensed under IC 25-22.5;

33 (2) a hospital licensed under IC 16-21-2; or

34 (3) another health care provider;

35 for the cost of a health care service at the federal Medicare reimbursement rate for the health care service  
36 provided plus four percent (4%).

37 (d) If there is no federal Medicare reimbursement rate for a health care service described in subsection  
38 (c), the department shall do the following:

39 (1) If the health care service is provided by a hospital, the department shall reimburse the hospital  
40 an amount equal to sixty-five percent (65%) of the amount charged by the hospital according to the  
41 hospital's charge description master.

42 (2) If the health care service is provided by a physician or another health care provider, the  
43 department shall reimburse the physician or health care provider an amount equal to sixty-five  
44 percent (65%) of the amount charged by the physician or health care provider.

45 ~~(e) This section expires July 1, 2013.~~

46 SECTION 51. IC 12-8-1.5-9, AS ADDED BY P.L.160-2012, SECTION 16, IS AMENDED TO READ  
47 AS FOLLOWS [EFFECTIVE UPON PASSAGE]: Sec. 9. (a) Consistent with the powers and duties of  
48 the secretary under this article, the secretary may adopt rules under IC 4-22-2 relating to the exercise of  
49 those powers and duties.

50 (b) The secretary may adopt emergency rules **in the manner provided** under ~~IC 4-22-2-37.1(a)(37)~~  
51 **IC 4-22-2-37.1** for the following:

- 1 (1) Federal Medicaid waiver program provisions.
- 2 (2) Federal programs administered by the office of the secretary.

3 This subsection expires December 31, 2012.

4 **(c) This subsection applies to an emergency rule adopted under subsection (b) before the**  
5 **expiration of subsection (b) on December 31, 2012. An emergency rule adopted under subsection**  
6 **(b) expires June 30, 2015, regardless of any expiration date set forth in the rule.**

7 **(d) This subsection applies to a rule added or amended in LSA Document #10-792 or LSA**  
8 **Document #10-793 in 2011. The policies set forth in the following remain in effect through June 30,**  
9 **2015, regardless of the effective date set forth in the rule:**

10 (1) 405 IAC 1-11.5-2(g).

11 (2) 405 IAC 5-30-1.5(c).

12 SECTION 52. IC 12-8-6.5-12 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
13 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 12. (a) As used in this section, "SECTION  
14 281" refers to P.L.229-2011, SECTION 281.

15 (b) Notwithstanding the expiration of SECTION 281, the office of Medicaid policy and planning  
16 may:

17 (1) collect an unpaid hospital assessment fee under SECTION 281 owed by a hospital;

18 (2) refund a hospital assessment fee paid by the hospital under SECTION 281;

19 (3) make payments for programs described in subsection (f) of SECTION 281; and

20 (4) make distributions to hospitals under subsection (m) of SECTION 281;

21 at any time, including after the expiration of SECTION 281.

22 (c) The office of Medicaid policy and planning may:

23 (1) collect an unpaid hospital assessment fee under IC 16-21-10 owed by a hospital;

24 (2) refund a hospital assessment fee paid by a hospital under IC 16-21-10;

25 (3) make payments for programs described in IC 16-21-10-8(a); and

26 (4) make distributions to a hospital under IC 16-21-10-11;

27 at any time, including after the expiration of IC 16-21-10.

28 SECTION 53. IC 12-15-15-1.1, AS AMENDED BY P.L.229-2011, SECTION 128, IS AMENDED  
29 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1.1. (a) This section applies to a hospital  
30 that is:

31 (1) licensed under IC 16-21; and

32 (2) established and operated under IC 16-22-2, IC 16-22-8, or IC 16-23.

33 This section does not apply during the period that the office is assessing a hospital fee authorized by HEA  
34 ~~1001-2011~~. IC 16-21-10.

35 (b) For a state fiscal year ending after June 30, 2003, in addition to reimbursement received under  
36 section 1 of this chapter, a hospital is entitled to reimbursement in an amount calculated as follows:

37 STEP ONE: The office shall identify the aggregate inpatient hospital services, reimbursable under  
38 this article and under the state Medicaid plan, that were provided during the state fiscal year by  
39 hospitals established and operated under IC 16-22-2, IC 16-22-8, or IC 16-23.

40 STEP TWO: For the aggregate inpatient hospital services identified under STEP ONE, the office  
41 shall calculate the aggregate payments made under this article and under the state Medicaid plan to  
42 hospitals established and operated under IC 16-22-2, IC 16-22-8, or IC 16-23, excluding payments  
43 under IC 12-15-16, IC 12-15-17, and IC 12-15-19.

44 STEP THREE: The office shall calculate a reasonable estimate of the amount that would have been  
45 paid in the aggregate by the office for the inpatient hospital services described in STEP ONE under  
46 Medicare payment principles.

47 STEP FOUR: Subtract the amount calculated under STEP TWO from the amount calculated under  
48 STEP THREE.

49 STEP FIVE: Subject to subsection (g), from the amount calculated under STEP FOUR, allocate to  
50 a hospital established and operated under IC 16-22-8 an amount not to exceed one hundred percent  
51 (100%) of the difference between:

52 (A) the total cost for the hospital's provision of inpatient services covered under this article for

1 the hospital's fiscal year ending during the state fiscal year; and  
2 (B) the total payment to the hospital for its provision of inpatient services covered under this  
3 article for the hospital's fiscal year ending during the state fiscal year, excluding payments under  
4 IC 12-15-16, IC 12-15-17, and IC 12-15-19.

5 STEP SIX: Subtract the amount calculated under STEP FIVE from the amount calculated under  
6 STEP FOUR.

7 STEP SEVEN: Distribute an amount equal to the amount calculated under STEP SIX to the eligible  
8 hospitals established and operated under IC 16-22-2 or IC 16-23 described in subsection (c) in an  
9 amount not to exceed each hospital's Medicaid shortfall as defined in subsection (f).

10 (c) Subject to subsection (e), reimbursement for a state fiscal year under this section consists of  
11 payments made after the close of each state fiscal year. A hospital is not eligible for a payment described  
12 in this subsection unless an intergovernmental transfer or certification of expenditures is made under  
13 subsection (d).

14 (d) Subject to subsection (e):

15 (1) an intergovernmental transfer may be made by or on behalf of the hospital; or

16 (2) a certification of expenditures as eligible for federal financial participation may be made;  
17 after the close of each state fiscal year. An intergovernmental transfer under this subsection must be made  
18 to the Medicaid indigent care trust fund in an amount equal to a percentage, as determined by the office,  
19 of the amount to be distributed to the hospital under this section. The office shall use the  
20 intergovernmental transfer to fund payments made under this section.

21 (e) A hospital that makes a certification of expenditures or makes or has an intergovernmental transfer  
22 made on the hospital's behalf under this section may appeal under IC 4-21.5 the amount determined by  
23 the office to be paid the hospital under subsection (b). The periods described in subsections (c) and (d)  
24 for the hospital or another entity to make an intergovernmental transfer or certification of expenditures  
25 are tolled pending the administrative appeal and any judicial review initiated by the hospital under  
26 IC 4-21.5. The distribution to other hospitals under subsection (b) may not be delayed due to an  
27 administrative appeal or judicial review instituted by a hospital under this subsection. If necessary, the  
28 office may make a partial distribution to the other eligible hospitals under subsection (b) pending the  
29 completion of a hospital's administrative appeal or judicial review, at which time the remaining portion  
30 of the payments due to the eligible hospitals shall be made. A partial distribution may be based upon  
31 estimates and trends calculated by the office.

32 (f) For purposes of this section:

33 (1) the Medicaid shortfall of a hospital established and operated under IC 16-22-2 or IC 16-23 is  
34 calculated as follows:

35 STEP ONE: The office shall identify the inpatient hospital services, reimbursable under this  
36 article and under the state Medicaid plan, that were provided during the state fiscal year by the  
37 hospital.

38 STEP TWO: For the inpatient hospital services identified under STEP ONE, the office shall  
39 calculate the payments made under this article and under the state Medicaid plan to the hospital,  
40 excluding payments under IC 12-15-16, IC 12-15-17, and IC 12-15-19.

41 STEP THREE: The office shall calculate a reasonable estimate of the amount that would have  
42 been paid by the office for the inpatient hospital services described in STEP ONE under  
43 Medicare payment principles; and

44 (2) a hospital's Medicaid shortfall is equal to the amount by which the amount calculated in STEP  
45 THREE of subdivision (1) is greater than the amount calculated in STEP TWO of subdivision (1).

46 (g) The actual distribution of the amount calculated under STEP FIVE of subsection (b) to a hospital  
47 established and operated under IC 16-22-8 shall be made under the terms and conditions provided for the  
48 hospital in the state plan for medical assistance. Payment to a hospital under STEP FIVE of subsection  
49 (b) is not a condition precedent to the tender of payments to hospitals under STEP SEVEN of subsection  
50 (b).

51 SECTION 54. IC 12-15-15-1.3, AS AMENDED BY P.L.229-2011, SECTION 129, IS AMENDED

1 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1.3. (a) This section applies to a hospital  
2 that is:

3 (1) licensed under IC 16-21; and

4 (2) established and operated under IC 16-22-2, IC 16-22-8, or IC 16-23.

5 This section does not apply during the period that the office is assessing a hospital fee authorized by ~~HEA~~  
6 ~~1001-2011~~. **IC 16-21-10.**

7 (b) For a state fiscal year ending after June 30, 2003, in addition to reimbursement received under  
8 section 1 of this chapter, a hospital is entitled to reimbursement in an amount calculated as follows:

9 STEP ONE: The office shall identify the aggregate outpatient hospital services, reimbursable under  
10 this article and under the state Medicaid plan, that were provided during the state fiscal year by  
11 hospitals established and operated under IC 16-22-2, IC 16-22-8, or IC 16-23.

12 STEP TWO: For the aggregate outpatient hospital services identified under STEP ONE, the office  
13 shall calculate the aggregate payments made under this article and under the state Medicaid plan to  
14 hospitals established and operated under IC 16-22-2, IC 16-22-8, or IC 16-23, excluding payments  
15 under IC 12-15-16, IC 12-15-17, and IC 12-15-19.

16 STEP THREE: The office shall calculate a reasonable estimate of the amount that would have been  
17 paid in the aggregate by the office under Medicare payment principles for the outpatient hospital  
18 services described in STEP ONE.

19 STEP FOUR: Subtract the amount calculated under STEP TWO from the amount calculated under  
20 STEP THREE.

21 STEP FIVE: Subject to subsection (g), from the amount calculated under STEP FOUR, allocate to  
22 a hospital established and operated under IC 16-22-8 an amount not to exceed one hundred percent  
23 (100%) of the difference between:

24 (A) the total cost for the hospital's provision of outpatient services covered under this article for  
25 the hospital's fiscal year ending during the state fiscal year; and

26 (B) the total payment to the hospital for its provision of outpatient services covered under this  
27 article for the hospital's fiscal year ending during the state fiscal year, excluding payments under  
28 IC 12-15-16, IC 12-15-17, and IC 12-15-19.

29 STEP SIX: Subtract the amount calculated under STEP FIVE from the amount calculated under  
30 STEP FOUR.

31 STEP SEVEN: Distribute an amount equal to the amount calculated under STEP SIX to the eligible  
32 hospitals established and operated under IC 16-22-2 or IC 16-23 described in subsection (c) in an  
33 amount not to exceed each hospital's Medicaid shortfall as defined in subsection (f).

34 (c) A hospital is not eligible for a payment described in this section unless:

35 (1) an intergovernmental transfer is made by the hospital or on behalf of the hospital; or

36 (2) the hospital or another entity certifies the hospital's expenditures as eligible for federal financial  
37 participation.

38 (d) Subject to subsection (e):

39 (1) an intergovernmental transfer may be made by or on behalf of the hospital; or

40 (2) a certification of expenditures as eligible for federal financial participation may be made;

41 after the close of each state fiscal year. An intergovernmental transfer under this subsection must be made  
42 to the Medicaid indigent care trust fund in an amount equal to a percentage, as determined by the office,  
43 of the amount to be distributed to the hospital under subsection (b). The office shall use the  
44 intergovernmental transfer to fund payments made under this section.

45 (e) A hospital that makes a certification of expenditures or makes or has an intergovernmental transfer  
46 made on the hospital's behalf under this section may appeal under IC 4-21.5 the amount determined by  
47 the office to be paid by the hospital under subsection (b). The periods described in subsections (c) and  
48 (d) for the hospital or other entity to make an intergovernmental transfer or certification of expenditures  
49 are tolled pending the administrative appeal and any judicial review initiated by the hospital under  
50 IC 4-21.5. The distribution to other hospitals under subsection (b) may not be delayed due to an  
51 administrative appeal or judicial review instituted by a hospital under this subsection. If necessary, the

1 office may make a partial distribution to the other eligible hospitals under subsection (b) pending the  
2 completion of a hospital's administrative appeal or judicial review, at which time the remaining portion  
3 of the payments due to the eligible hospitals must be made. A partial distribution may be calculated by  
4 the office based upon estimates and trends.

5 (f) For purposes of this section:

6 (1) the Medicaid shortfall of a hospital established and operated under IC 16-22-2 or IC 16-23 is  
7 calculated as follows:

8 STEP ONE: The office shall identify the outpatient hospital services, reimbursable under this  
9 article and under the state Medicaid plan, that were provided during the state fiscal year by the  
10 hospital.

11 STEP TWO: For the outpatient hospital services identified under STEP ONE, the office shall  
12 calculate the payments made under this article and under the state Medicaid plan to the hospital,  
13 excluding payments under IC 12-15-16, IC 12-15-17, and IC 12-15-19.

14 STEP THREE: The office shall calculate a reasonable estimate of the amount that would have  
15 been paid by the office for the outpatient hospital services described in STEP ONE under  
16 Medicare payment principles; and

17 (2) a hospital's Medicaid shortfall is equal to the amount by which the amount calculated in STEP  
18 THREE of subdivision (1) is greater than the amount calculated in STEP TWO of subdivision (1).

19 (g) The actual distribution of the amount calculated under STEP FIVE of subsection (b) to a hospital  
20 established and operated under IC 16-22-8 shall be made under the terms and conditions provided for the  
21 hospital in the state plan for medical assistance. Payment to a hospital under STEP FIVE of subsection  
22 (b) is not a condition precedent to the tender of payments to hospitals under STEP SEVEN of subsection  
23 (b).

24 SECTION 55. IC 12-15-15-1.5, AS AMENDED BY P.L.229-2011, SECTION 130, IS AMENDED  
25 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1.5. (a) This section applies to a hospital  
26 that:

27 (1) is licensed under IC 16-21;

28 (2) is not a unit of state or local government; and

29 (3) is not owned or operated by a unit of state or local government.

30 This section does not apply during the period that the office is assessing a hospital fee authorized by ~~HEA~~  
31 ~~1001-2011~~. **IC 16-21-10.**

32 (b) For a state fiscal year ending after June 30, 2003, and before July 1, 2007, in addition to  
33 reimbursement received under section 1 of this chapter, a hospital eligible under this section is entitled  
34 to reimbursement in an amount calculated as follows:

35 STEP ONE: The office shall identify the total inpatient hospital services and the total outpatient  
36 hospital services, reimbursable under this article and under the state Medicaid plan, that were  
37 provided during the state fiscal year by the hospitals described in subsection (a).

38 STEP TWO: For the total inpatient hospital services and the total outpatient hospital services  
39 identified under STEP ONE, the office shall calculate the aggregate payments made under this  
40 article and under the state Medicaid plan to hospitals described in subsection (a), excluding  
41 payments under IC 12-15-16, IC 12-15-17, and IC 12-15-19.

42 STEP THREE: The office shall calculate a reasonable estimate of the amount that would have been  
43 paid in the aggregate by the office for the inpatient hospital services and the outpatient hospital  
44 services identified in STEP ONE under Medicare payment principles.

45 STEP FOUR: Subtract the amount calculated under STEP TWO from the amount calculated under  
46 STEP THREE.

47 STEP FIVE: Distribute an amount equal to the amount calculated under STEP FOUR to the eligible  
48 hospitals described in subsection (a) as follows:

49 (A) Subject to the availability of funds under IC 12-15-20-2(8)(D) to serve as the nonfederal  
50 share of such payment, the first ten million dollars (\$10,000,000) of the amount calculated under  
51 STEP FOUR for a state fiscal year shall be paid to a hospital described in subsection (a) that has

1 more than sixty thousand (60,000) Medicaid inpatient days.

2 (B) Following the payment to the hospital under clause (A) and subject to the availability of  
3 funds under IC 12-15-20-2(8)(D) to serve as the nonfederal share of such payments, the  
4 remaining amount calculated under STEP FOUR for a state fiscal year shall be paid to all  
5 hospitals described in subsection (a). The payments shall be made on a pro rata basis based on  
6 the hospitals' Medicaid inpatient days or other payment methodology approved by the Centers  
7 for Medicare and Medicaid Services. For purposes of this clause, a hospital's Medicaid inpatient  
8 days are the hospital's in-state and paid Medicaid fee for service and managed care days for the  
9 state fiscal year for which services are identified under STEP ONE, as determined by the office.

10 (C) Subject to IC 12-15-20.7, in the event the entirety of the amount calculated under STEP  
11 FOUR is not distributed following the payments made under clauses (A) and (B), the remaining  
12 amount may be paid to hospitals described in subsection (a) that are eligible under this clause.  
13 A hospital is eligible for a payment under this clause only if the nonfederal share of the hospital's  
14 payment is provided by or on behalf of the hospital. The remaining amount shall be paid to those  
15 eligible hospitals:

16 (i) on a pro rata basis in relation to all hospitals eligible under this clause based on the  
17 hospitals' Medicaid inpatient days; or

18 (ii) other payment methodology determined by the office and approved by the Centers for  
19 Medicare and Medicaid Services.

20 (c) As used in this subsection, "Medicaid supplemental payments" means Medicaid payments for  
21 hospitals that are in addition to Medicaid fee-for-service payments, Medicaid risk-based managed care  
22 payments, and Medicaid disproportionate share payments, and that are included in the Medicaid state  
23 plan, including Medicaid safety-net payments, and payments made under this section and sections 1.1,  
24 1.3, 9, and 9.5 of this chapter. For a state fiscal year ending after June 30, 2007, in addition to the  
25 reimbursement received under section 1 of this chapter, a hospital eligible under this section is entitled  
26 to reimbursement in an amount calculated as follows:

27 STEP ONE: The office shall identify the total inpatient hospital services and the total outpatient  
28 hospital services reimbursable under this article and under the state Medicaid plan that were  
29 provided during the state fiscal year for all hospitals described in subsection (a).

30 STEP TWO: For the total inpatient hospital services and the total outpatient hospital services  
31 identified in STEP ONE, the office shall calculate the total payments made under this article and  
32 under the state Medicaid plan to all hospitals described in subsection (a). A calculation under this  
33 STEP excludes a payment made under the following:

34 (A) IC 12-15-16.

35 (B) IC 12-15-17.

36 (C) IC 12-15-19.

37 STEP THREE: The office shall calculate, under Medicare payment principles, a reasonable estimate  
38 of the total amount that would have been paid by the office for the inpatient hospital services and  
39 the outpatient hospital services identified in STEP ONE.

40 STEP FOUR: Subtract the amount calculated under STEP TWO from the amount calculated under  
41 STEP THREE.

42 STEP FIVE: Distribute an amount equal to the amount calculated under STEP FOUR to the eligible  
43 hospitals described in subsection (a) as follows:

44 (A) As used in this clause, "Medicaid inpatient days" are the hospital's in-state paid Medicaid fee  
45 for service and risk-based managed care days for the state fiscal year for which services are  
46 identified under STEP ONE, as determined by the office. Subject to the availability of funds  
47 transferred to the Medicaid indigent care trust fund under STEP FOUR of IC 12-16-7.5-4.5(c)  
48 and remaining in the Medicaid indigent care trust fund under IC 12-15-20-2(8)(G) to serve as the  
49 nonfederal share of the payments, the amount calculated under STEP FOUR for a state fiscal year  
50 shall be paid to all hospitals described in subsection (a). The payments shall be made on a pro  
51 rata basis, based on the hospitals' Medicaid inpatient days or in accordance with another payment

1 methodology determined by the office and approved by the Centers for Medicare and Medicaid  
2 Services.

3 (B) Subject to IC 12-15-20.7, if the entire amount calculated under STEP FOUR is not distributed  
4 following the payments made under clause (A), the remaining amount shall be paid as described  
5 in clauses (C) and (D) to a hospital that is described in subsection (a) and that is described as  
6 eligible under this clause. A hospital is eligible for a payment under clause (C) only if the  
7 hospital:

8 (i) has less than sixty thousand (60,000) Medicaid inpatient days annually;

9 (ii) was eligible for Medicaid disproportionate share hospital payments in the state fiscal year  
10 ending June 30, 1998, or the hospital met the office's Medicaid disproportionate share payment  
11 criteria based upon state fiscal year 1998 data and received a Medicaid disproportionate share  
12 payment for the state fiscal year ending June 30, 2001; and

13 (iii) received a Medicaid disproportionate share payment under IC 12-15-19-2.1 for state fiscal  
14 years 2001, 2002, 2003, and 2004.

15 The payment amount under clause (C) for an eligible hospital is subject to the availability of the  
16 nonfederal share of the hospital's payment being provided by the hospital or on behalf of the  
17 hospital.

18 (C) For state fiscal years ending after June 30, 2007, but before July 1, 2009, payments to eligible  
19 hospitals described in clause (B) shall be made as follows:

20 (i) The payment to an eligible hospital that merged two (2) hospitals under a single Medicaid  
21 provider number effective January 1, 2004, shall equal one hundred percent (100%) of the  
22 hospital's hospital-specific limit for the state fiscal year ending June 30, 2005, when the  
23 payment is combined with any Medicaid disproportionate share payment made under  
24 IC 12-15-19-2.1, Medicaid, and other Medicaid supplemental payments, paid or to be paid to  
25 the hospital for a state fiscal year.

26 (ii) The payment to an eligible hospital described in clause (B) other than a hospital described  
27 in item (i) shall equal one hundred percent (100%) of the hospital's hospital specific limit for  
28 the state fiscal year ending June 30, 2004, when the payment is combined with any Medicaid  
29 disproportionate share payment made under IC 12-15-19-2.1, Medicaid, and other Medicaid  
30 supplemental payments, paid or to be paid to the hospital for a state fiscal year.

31 (D) For state fiscal years beginning after June 30, 2009, payments to an eligible hospital  
32 described in clause (B) shall be made in a manner determined by the office.

33 (E) Subject to IC 12-15-20.7, if the entire amount calculated under STEP FOUR is not distributed  
34 following the payments made under clause (A) and clauses (C) or (D), the remaining amount may  
35 be paid as described in clause (F) to a hospital described in subsection (a) that is described as  
36 eligible under this clause. A hospital is eligible for a payment for a state fiscal year under clause  
37 (F) if the hospital:

38 (i) is eligible to receive Medicaid disproportionate share payments for the state fiscal year for  
39 which the Medicaid disproportionate share payment is attributable under IC 12-15-19-2.1, for  
40 a state fiscal year ending after June 30, 2007; and

41 (ii) does not receive a payment under clauses (C) or (D) for the state fiscal year.

42 A payment to a hospital under this clause is subject to the availability of nonfederal matching  
43 funds.

44 (F) Payments to eligible hospitals described in clause (E) shall be made:

45 (i) to best use federal matching funds available for hospitals that are eligible for Medicaid  
46 disproportionate share payments under IC 12-15-19-2.1; and

47 (ii) by using a methodology that allocates available funding under this clause, Medicaid  
48 supplemental payments, and payments under IC 12-15-19-2.1, in a manner in which all  
49 hospitals eligible under clause (E) receive payments in a manner that takes into account the  
50 situation of eligible hospitals that have historically qualified for Medicaid disproportionate  
51 share payments and ensures that payments for eligible hospitals are equitable.

1 (G) If the Centers for Medicare and Medicaid Services does not approve the payment  
2 methodologies in clauses (A) through (F), the office may implement alternative payment  
3 methodologies that are eligible for federal financial participation to implement a program  
4 consistent with the payments for hospitals described in clauses (A) through (F).

5 (d) A hospital described in subsection (a) may appeal under IC 4-21.5 the amount determined by the  
6 office to be paid to the hospital under STEP FIVE of subsections (b) or (c). The distribution to other  
7 hospitals under STEP FIVE of subsection (b) or (c) may not be delayed due to an administrative appeal  
8 or judicial review instituted by a hospital under this subsection. If necessary, the office may make a partial  
9 distribution to the other eligible hospitals under STEP FIVE of subsection (b) or (c) pending the  
10 completion of a hospital's administrative appeal or judicial review, at which time the remaining portion  
11 of the payments due to the eligible hospitals shall be made. A partial distribution may be based on  
12 estimates and trends calculated by the office.

13 SECTION 56. IC 12-15-15-1.6, AS AMENDED BY P.L.229-2011, SECTION 131, IS AMENDED  
14 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1.6. (a) This section applies only if the  
15 office determines, based on information received from the United States Centers for Medicare and  
16 Medicaid Services, that payments made under section 1.5(b) STEP FIVE (A), (B), or (C) of this chapter  
17 will not be approved for federal financial participation. This section does not apply during the period that  
18 the office is assessing a hospital fee authorized by ~~HEA 1001-2011~~. **IC 16-21-10.**

19 (b) If the office determines that payments made under section 1.5(b) STEP FIVE (A) of this chapter  
20 will not be approved for federal financial participation, the office may make alternative payments to  
21 payments under section 1.5(b) STEP FIVE (A) of this chapter if:

- 22 (1) the payments for a state fiscal year are made only to a hospital that would have been eligible for  
23 a payment for that state fiscal year under section 1.5(b) STEP FIVE (A) of this chapter; and
- 24 (2) the payments for a state fiscal year to each hospital are an amount that is as equal as possible to  
25 the amount each hospital would have received under section 1.5(b) STEP FIVE (A) of this chapter  
26 for that state fiscal year.

27 (c) If the office determines that payments made under section 1.5(b) STEP FIVE (B) of this chapter  
28 will not be approved for federal financial participation, the office may make alternative payments to  
29 payments under section 1.5(b) STEP FIVE (B) of this chapter if:

- 30 (1) the payments for a state fiscal year are made only to a hospital that would have been eligible for  
31 a payment for that state fiscal year under section 1.5(b) STEP FIVE (B) of this chapter; and
- 32 (2) the payments for a state fiscal year to each hospital are an amount that is as equal as possible to  
33 the amount each hospital would have received under section 1.5(b) STEP FIVE (B) of this chapter  
34 for that state fiscal year.

35 (d) If the office determines that payments made under section 1.5(b) STEP FIVE (C) of this chapter  
36 will not be approved for federal financial participation, the office may make alternative payments to  
37 payments under section 1.5(b) STEP FIVE (C) of this chapter if:

- 38 (1) the payments for a state fiscal year are made only to a hospital that would have been eligible for  
39 a payment for that state fiscal year under section 1.5(b) STEP FIVE (C) of this chapter; and
- 40 (2) the payments for a state fiscal year to each hospital are an amount that is as equal as possible to  
41 the amount each hospital would have received under section 1.5(b) STEP FIVE (C) of this chapter  
42 for that state fiscal year.

43 (e) If the office determines, based on information received from the United States Centers for Medicare  
44 and Medicaid Services, that payments made under subsection (b), (c), or (d) will not be approved for  
45 federal financial participation, the office shall use the funds that would have served as the nonfederal  
46 share of these payments for a state fiscal year to serve as the nonfederal share of a payment program for  
47 hospitals to be established by the office. The payment program must distribute payments to hospitals for  
48 a state fiscal year based upon a methodology determined by the office to be equitable under the  
49 circumstances.

50 SECTION 57. IC 12-15-15-9, AS AMENDED BY P.L.229-2011, SECTION 132, IS AMENDED TO  
51 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 9. (a) For purposes of this section and



1 IC 12-16-7.5-4.5, a payable claim is attributed to a county if the payable claim is submitted to the division  
2 by a hospital licensed under IC 16-21-2 for payment under IC 12-16-7.5 for care provided by the hospital  
3 to an individual who qualifies for the hospital care for the indigent program under IC 12-16-3.5-1 or  
4 IC 12-16-3.5-2 and:

- 5 (1) who is a resident of the county;
- 6 (2) who is not a resident of the county and for whom the onset of the medical condition that  
7 necessitated the care occurred in the county; or
- 8 (3) whose residence cannot be determined by the division and for whom the onset of the medical  
9 condition that necessitated the care occurred in the county.

10 This section does not apply during the period that the office is assessing a hospital fee authorized by HEA  
11 ~~1001-2011~~. **IC 16-21-10.**

12 (b) For each state fiscal year ending after June 30, 2003, and before July 1, 2007, a hospital licensed  
13 under IC 16-21-2 that submits to the division during the state fiscal year a payable claim under  
14 IC 12-16-7.5 is entitled to a payment under subsection (c).

15 (c) Except as provided in section 9.8 of this chapter and subject to section 9.6 of this chapter, for a  
16 state fiscal year, the office shall pay to a hospital referred to in subsection (b) an amount equal to the  
17 amount, based on information obtained from the division and the calculations and allocations made under  
18 IC 12-16-7.5-4.5, that the office determines for the hospital under STEP SIX of the following STEPS:

19 STEP ONE: Identify:

- 20 (A) each hospital that submitted to the division one (1) or more payable claims under  
21 IC 12-16-7.5 during the state fiscal year; and
- 22 (B) the county to which each payable claim is attributed.

23 STEP TWO: For each county identified in STEP ONE, identify:

- 24 (A) each hospital that submitted to the division one (1) or more payable claims under  
25 IC 12-16-7.5 attributed to the county during the state fiscal year; and
- 26 (B) the total amount of all hospital payable claims submitted to the division under IC 12-16-7.5  
27 attributed to the county during the state fiscal year.

28 STEP THREE: For each county identified in STEP ONE, identify the amount of county funds  
29 transferred to the Medicaid indigent care trust fund under IC 12-16-7.5-4.5.

30 STEP FOUR: For each hospital identified in STEP ONE, with respect to each county identified in  
31 STEP ONE, calculate the hospital's percentage share of the county's funds transferred to the  
32 Medicaid indigent care trust fund under IC 12-16-7.5-4.5. Each hospital's percentage share is based  
33 on the total amount of the hospital's payable claims submitted to the division under IC 12-16-7.5  
34 attributed to the county during the state fiscal year, calculated as a percentage of the total amount  
35 of all hospital payable claims submitted to the division under IC 12-16-7.5 attributed to the county  
36 during the state fiscal year.

37 STEP FIVE: Subject to subsection (j), for each hospital identified in STEP ONE, with respect to  
38 each county identified in STEP ONE, multiply the hospital's percentage share calculated under STEP  
39 FOUR by the amount of the county's funds transferred to the Medicaid indigent care trust fund under  
40 IC 12-16-7.5-4.5.

41 STEP SIX: Determine the sum of all amounts calculated under STEP FIVE for each hospital  
42 identified in STEP ONE with respect to each county identified in STEP ONE.

43 (d) For state fiscal years beginning after June 30, 2007, a hospital that received a payment determined  
44 under STEP SIX of subsection (c) for the state fiscal year ending June 30, 2007, shall be paid in an  
45 amount equal to the amount determined for the hospital under STEP SIX of subsection (c) for the state  
46 fiscal year ending June 30, 2007.

47 (e) A hospital's payment under subsection (c) or (d) is in the form of a Medicaid supplemental  
48 payment. The amount of a hospital's Medicaid supplemental payment is subject to the availability of  
49 funding for the non-federal share of the payment under subsection (f). The office shall make the payments  
50 under subsection (c) and (d) before December 15 that next succeeds the end of the state fiscal year.

51 (f) The non-federal share of a payment to a hospital under subsection (c) or (d) is funded from the

1 funds transferred to the Medicaid indigent care trust fund under IC 12-16-7.5-4.5.

2 (g) The amount of a county's transferred funds available to be used to fund the non-federal share of  
3 a payment to a hospital under subsection (c) is an amount that bears the same proportion to the total  
4 amount of funds of the county transferred to the Medicaid indigent care trust fund under IC 12-16-7.5-4.5  
5 that the total amount of the hospital's payable claims under IC 12-16-7.5 attributed to the county  
6 submitted to the division during the state fiscal year bears to the total amount of all hospital payable  
7 claims under IC 12-16-7.5 attributed to the county submitted to the division during the state fiscal year.

8 (h) Any county's funds identified in subsection (g) that remain after the non-federal share of a  
9 hospital's payment has been funded are available to serve as the non-federal share of a payment to a  
10 hospital under section 9.5 of this chapter.

11 (i) For purposes of this section, "payable claim" has the meaning set forth in IC 12-16-7.5-2.5(b)(1).

12 (j) For purposes of subsection (c):

13 (1) the amount of a payable claim is an amount equal to the amount the hospital would have received  
14 under the state's fee-for-service Medicaid reimbursement principles for the hospital care for which  
15 the payable claim is submitted under IC 12-16-7.5 if the individual receiving the hospital care had  
16 been a Medicaid enrollee; and

17 (2) a payable hospital claim under IC 12-16-7.5 includes a payable claim under IC 12-16-7.5 for the  
18 hospital's care submitted by an individual or entity other than the hospital, to the extent permitted  
19 under the hospital care for the indigent program.

20 (k) The amount calculated under STEP FIVE of subsection (c) for a hospital with respect to a county  
21 may not exceed the total amount of the hospital's payable claims attributed to the county during the state  
22 fiscal year.

23 SECTION 58. IC 12-15-15-9.5, AS AMENDED BY P.L.229-2011, SECTION 133, IS AMENDED  
24 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 9.5. (a) For purposes of this section and  
25 IC 12-16-7.5-4.5, a payable claim is attributed to a county if the payable claim is submitted to the division  
26 by a hospital licensed under IC 16-21-2 for payment under IC 12-16-7.5 for care provided by the hospital  
27 to an individual who qualifies for the hospital care for the indigent program under IC 12-16-3.5-1 or  
28 IC 12-16-3.5-2 and:

29 (1) who is a resident of the county;

30 (2) who is not a resident of the county and for whom the onset of the medical condition that  
31 necessitated the care occurred in the county; or

32 (3) whose residence cannot be determined by the division and for whom the onset of the medical  
33 condition that necessitated the care occurred in the county.

34 This section does not apply during the period that the office is assessing a hospital fee authorized by ~~HEA~~  
35 ~~1001-2011~~. **IC 16-21-10.**

36 (b) For each state fiscal year ending after June 30, 2003, but before July 1, 2007, a hospital licensed  
37 under IC 16-21-2:

38 (1) that submits to the division during the state fiscal year a payable claim under IC 12-16-7.5; and

39 (2) whose payment under section 9(c) of this chapter was less than the total amount of the hospital's  
40 payable claims under IC 12-16-7.5 submitted by the hospital to the division during the state fiscal  
41 year;

42 is entitled to a payment under subsection (c).

43 (c) Subject to section 9.6 of this chapter, for a state fiscal year, the office shall pay to a hospital  
44 referred to in subsection (b) an amount equal to the amount, based on information obtained from the  
45 division and the calculations and allocations made under IC 12-16-7.5-4.5, that the office determines for  
46 the hospital under STEP EIGHT of the following STEPS:

47 STEP ONE: Identify each county whose transfer of funds to the Medicaid indigent care trust fund  
48 under IC 12-16-7.5-4.5 for the state fiscal year was less than the total amount of all hospital payable  
49 claims attributed to the county and submitted to the division during the state fiscal year.

50 STEP TWO: For each county identified in STEP ONE, calculate the difference between the amount  
51 of funds of the county transferred to the Medicaid indigent care trust fund under IC 12-16-7.5-4.5

1 and the total amount of all hospital payable claims attributed to the county and submitted to the  
2 division during the state fiscal year.

3 STEP THREE: Calculate the sum of the amounts calculated for the counties under STEP TWO.

4 STEP FOUR: Identify each hospital whose payment under section 9(c) of this chapter was less than  
5 the total amount of the hospital's payable claims under IC 12-16-7.5 submitted by the hospital to the  
6 division during the state fiscal year.

7 STEP FIVE: Calculate for each hospital identified in STEP FOUR the difference between the  
8 hospital's payment under section 9(c) of this chapter and the total amount of the hospital's payable  
9 claims under IC 12-16-7.5 submitted by the hospital to the division during the state fiscal year.

10 STEP SIX: Calculate the sum of the amounts calculated for each of the hospitals under STEP FIVE.

11 STEP SEVEN: For each hospital identified in STEP FOUR, calculate the hospital's percentage share  
12 of the amount calculated under STEP SIX. Each hospital's percentage share is based on the amount  
13 calculated for the hospital under STEP FIVE calculated as a percentage of the sum calculated under  
14 STEP SIX.

15 STEP EIGHT: For each hospital identified in STEP FOUR, multiply the hospital's percentage share  
16 calculated under STEP SEVEN by the sum calculated under STEP THREE. The amount calculated  
17 under this STEP for a hospital may not exceed the amount by which the hospital's total payable  
18 claims under IC 12-16-7.5 submitted during the state fiscal year exceeded the amount of the  
19 hospital's payment under section 9(c) of this chapter.

20 (d) For state fiscal years beginning after June 30, 2007, a hospital that received a payment determined  
21 under STEP EIGHT of subsection (c) for the state fiscal year ending June 30, 2007, shall be paid an  
22 amount equal to the amount determined for the hospital under STEP EIGHT of subsection (c) for the state  
23 fiscal year ending June 30, 2007.

24 (e) A hospital's payment under subsection (c) or (d) is in the form of a Medicaid supplemental  
25 payment. The amount of the hospital's add-on payment is subject to the availability of funding for the  
26 nonfederal share of the payment under subsection (f). The office shall make the payments under  
27 subsection (c) or (d) before December 15 that next succeeds the end of the state fiscal year.

28 (f) The nonfederal share of a payment to a hospital under subsection (c) or (d) is derived from funds  
29 transferred to the Medicaid indigent care trust fund under IC 12-16-7.5-4.5 and not expended under  
30 section 9 of this chapter.

31 (g) Except as provided in subsection (h), the office may not make a payment under this section until  
32 the payments due under section 9 of this chapter for the state fiscal year have been made.

33 (h) If a hospital appeals a decision by the office regarding the hospital's payment under section 9 of  
34 this chapter, the office may make payments under this section before all payments due under section 9  
35 of this chapter are made if:

36 (1) a delay in one (1) or more payments under section 9 of this chapter resulted from the appeal; and

37 (2) the office determines that making payments under this section while the appeal is pending will  
38 not unreasonably affect the interests of hospitals eligible for a payment under this section.

39 (i) Any funds transferred to the Medicaid indigent care trust fund under IC 12-16-7.5-4.5 remaining  
40 after payments are made under this section shall be used as provided in IC 12-15-20-2(8).

41 (j) For purposes of subsection (c):

42 (1) "payable claim" has the meaning set forth in IC 12-16-7.5-2.5(b);

43 (2) the amount of a payable claim is an amount equal to the amount the hospital would have received  
44 under the state's fee-for-service Medicaid reimbursement principles for the hospital care for which  
45 the payable claim is submitted under IC 12-16-7.5 if the individual receiving the hospital care had  
46 been a Medicaid enrollee; and

47 (3) a payable hospital claim under IC 12-16-7.5 includes a payable claim under IC 12-16-7.5 for the  
48 hospital's care submitted by an individual or entity other than the hospital, to the extent permitted  
49 under the hospital care for the indigent program.

50 SECTION 59. IC 12-15-16-6, AS AMENDED BY P.L.229-2011, SECTION 134, IS AMENDED TO  
51 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 6. (a) As used in this section, "low income

1 utilization rate" refers to the low income utilization rate described in section 3 of this chapter.

2 (b) Hospitals that qualify for basic disproportionate share under section 1(a) of this chapter shall  
3 receive disproportionate share payments as follows:

4 (1) For the state fiscal year ending June 30, 1999, a pool not exceeding twenty-one million dollars  
5 (\$21,000,000) shall be distributed to all hospitals licensed under IC 16-21 that qualify under section  
6 1(a)(1) of this chapter. The funds in the pool must be distributed to qualifying hospitals in proportion  
7 to each hospital's Medicaid day utilization rate and Medicaid discharges, as determined based on  
8 data from the most recent audited cost report on file with the office. Any funds remaining in the pool  
9 referred to in this subdivision following distribution to all qualifying hospitals shall be transferred  
10 to the pool distributed under subdivision (3).

11 (2) Hospitals licensed under IC 16-21 that qualify under both section 1(a)(1) and 1(a)(2) of this  
12 chapter shall receive a disproportionate share payment in accordance with subdivision (1).

13 (3) For the state fiscal year ending June 30, 1999, a pool not exceeding five million dollars  
14 (\$5,000,000), subject to adjustment by the transfer of any funds remaining in the pool referred to in  
15 subdivision (1), following distribution to all qualifying hospitals, shall be distributed to all hospitals  
16 licensed under IC 16-21 that:

17 (A) qualify under section 1(a)(1) or 1(a)(2) of this chapter; and

18 (B) have at least twenty-five thousand (25,000) Medicaid inpatient days per year, based on data  
19 from each hospital's Medicaid cost report for the fiscal year ended during state fiscal year 1996.

20 The funds in the pool must be distributed to qualifying hospitals in proportion to each hospital's Medicaid  
21 day utilization rate and total Medicaid patient days, as determined based on data from the most recent  
22 audited cost report on file with the office. Payments under this subdivision are in place of the payments  
23 made under subdivisions (1) and (2).

24 (c) This subsection does not apply during the period that the office is assessing a hospital fee  
25 authorized by ~~HEA 1001-2011~~. **IC 16-21-10**. Other institutions that qualify as disproportionate share  
26 providers under section 1 of this chapter, in each state fiscal year, shall receive disproportionate share  
27 payments as follows:

28 (1) For each of the state fiscal years ending after June 30, 1995, a pool not exceeding two million  
29 dollars (\$2,000,000) shall be distributed to all private psychiatric institutions licensed under  
30 IC 12-25 that qualify under section 1(a)(1) or 1(a)(2) of this chapter. The funds in the pool must be  
31 distributed to the qualifying institutions in proportion to each institution's Medicaid day utilization  
32 rate as determined based on data from the most recent audited cost report on file with the office.

33 (2) A pool not exceeding one hundred ninety-one million dollars (\$191,000,000) for all state fiscal  
34 years ending after June 30, 1995, shall be distributed to all state mental health institutions under  
35 IC 12-24-1-3 that qualify under either section 1(a)(1) or 1(a)(2) of this chapter. The funds in the pool  
36 must be distributed to each qualifying institution in proportion to each institution's low income  
37 utilization rate, as determined based on the most recent data on file with the office.

38 (d) This subsection does not apply during the period that the office is assessing a hospital fee  
39 authorized by ~~HEA 1001-2011~~. **IC 16-21-10**. Disproportionate share payments described in this section  
40 shall be made on an interim basis throughout the year, as provided by the office.

41 SECTION 60. IC 12-15-17-1, AS AMENDED BY P.L.229-2011, SECTION 135, IS AMENDED TO  
42 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. A disproportionate share payment shall be  
43 made to:

44 (1) a hospital licensed under IC 16-21;

45 (2) a state mental health institution under IC 12-24-1-3; and

46 (3) a private psychiatric institution licensed under IC 12-25;

47 that serves a disproportionate share of Medicaid recipients and other low income patients as determined  
48 under IC 12-15-16-1. However, a provider may not be defined as a disproportionate share provider under  
49 IC 12-15-16-1 unless the provider has a Medicaid inpatient utilization rate (as defined in 42 U.S.C.  
50 1396r-4(b)(2)) of at least one percent (1%). Subdivisions (2) and (3) do not apply during the period that  
51 the office is assessing a hospital fee authorized by ~~HEA 1001-2011~~. **IC 16-21-10**.

1 SECTION 61. IC 12-15-19-2.1, AS AMENDED BY P.L.229-2011, SECTION 136, IS AMENDED  
2 TO READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2.1. (a) This section does not apply during  
3 the period that the office is assessing a hospital fee authorized by ~~HEA 1001-2011~~. **IC 16-21-10**. For each  
4 state fiscal year ending on or after June 30, 2000, the office shall develop a disproportionate share  
5 payment methodology that ensures that each hospital qualifying for disproportionate share payments  
6 under IC 12-15-16-1(a) timely receives total disproportionate share payments that do not exceed the  
7 hospital's hospital specific limit provided under 42 U.S.C. 1396r-4(g). The payment methodology as  
8 developed by the office must:

- 9 (1) maximize disproportionate share hospital payments to qualifying hospitals to the extent  
10 practicable;
- 11 (2) take into account the situation of those qualifying hospitals that have historically qualified for  
12 Medicaid disproportionate share payments; and
- 13 (3) ensure that payments for qualifying hospitals are equitable.

14 (b) Total disproportionate share payments to a hospital under this chapter shall not exceed the hospital  
15 specific limit provided under 42 U.S.C. 1396r-4(g). The hospital specific limit for a state fiscal year shall  
16 be determined by the office taking into account data provided by each hospital that is considered reliable  
17 by the office based on a system of periodic audits, the use of trending factors, and an appropriate base year  
18 determined by the office. The office may require independent certification of data provided by a hospital  
19 to determine the hospital's hospital specific limit.

20 (c) The office shall include a provision in each amendment to the state plan regarding Medicaid  
21 disproportionate share payments that the office submits to the federal Centers for Medicare and Medicaid  
22 Services that, as provided in 42 CFR 447.297(d)(3), allows the state to make additional disproportionate  
23 share expenditures after the end of each federal fiscal year that relate back to a prior federal fiscal year.  
24 However, the total disproportionate share payments to:

- 25 (1) each individual hospital; and
- 26 (2) all qualifying hospitals in the aggregate;

27 may not exceed the limits provided by federal law and regulation.

28 SECTION 62. IC 12-15-19-6, AS AMENDED BY P.L.229-2011, SECTION 137, IS AMENDED TO  
29 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 6. (a) This section does not apply during the  
30 period that the office is assessing a hospital fee authorized by ~~HEA 1001-2011~~. **IC 16-21-10**. The office  
31 is not required to make disproportionate share payments under this chapter from the Medicaid indigent  
32 care trust fund established by IC 12-15-20-1 until the fund has received sufficient deposits, including  
33 intergovernmental transfers of funds and certifications of expenditures, to permit the office to make the  
34 state's share of the required disproportionate share payments.

35 (b) For state fiscal years beginning after June 30, 2006, if:

- 36 (1) sufficient deposits have not been received; or
- 37 (2) the statewide Medicaid disproportionate share allocation is insufficient to provide federal  
38 financial participation for the entirety of all eligible disproportionate share hospitals'  
39 hospital-specific limits;

40 the office shall reduce disproportionate share payments made under IC 12-15-19-2.1 and Medicaid  
41 safety-net payments made in accordance with the Medicaid state plan to eligible institutions using an  
42 equitable methodology consistent with subsection (c).

43 (c) For state fiscal years beginning after June 30, 2006, payments reduced under this section shall, in  
44 accordance with the Medicaid state plan, be made:

- 45 (1) to best utilize federal matching funds available for hospitals eligible for Medicaid  
46 disproportionate share payments under IC 12-15-19-2.1; and
- 47 (2) by utilizing a methodology that allocates available funding under this subdivision, and Medicaid  
48 supplemental payments as defined in IC 12-15-15-1.5, in a manner that all hospitals eligible for  
49 Medicaid disproportionate share payments under IC 12-15-19-2.1 receive payments using a  
50 methodology that:

51 (A) takes into account the situation of the eligible hospitals that have historically qualified for

1 Medicaid disproportionate share payments; and  
2 (B) ensures that payments for eligible hospitals are equitable.

3 (d) The percentage reduction shall be sufficient to ensure that payments do not exceed the statewide  
4 Medicaid disproportionate share allocation or the amounts that can be financed with:

- 5 (1) the amount transferred from the hospital care for the indigent trust fund;
- 6 (2) other intergovernmental transfers;
- 7 (3) certifications of public expenditures; or
- 8 (4) any other permissible sources of non-federal match.

9 SECTION 63. IC 12-15-19-8, AS AMENDED BY P.L.229-2011, SECTION 138, IS AMENDED TO  
10 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 8. (a) This section does not apply during the  
11 period that the office is assessing a hospital fee authorized by ~~HEA 1001-2011~~. **IC 16-21-10**. A provider  
12 that qualifies as a municipal disproportionate share provider under IC 12-15-16-1 shall receive a  
13 disproportionate share adjustment, subject to the provider's hospital specific limits described in subsection  
14 (b), as follows:

15 (1) For each state fiscal year ending on or after June 30, 1998, an amount shall be distributed to each  
16 provider qualifying as a municipal disproportionate share provider under IC 12-15-16-1. The total  
17 amount distributed shall not exceed the sum of all hospital specific limits for all qualifying  
18 providers.

19 (2) For each municipal disproportionate share provider qualifying under IC 12-15-16-1 to receive  
20 disproportionate share payments, the amount in subdivision (1) shall be reduced by the amount of  
21 disproportionate share payments received by the provider under IC 12-15-16-6 or sections 1 or 2.1  
22 of this chapter. The office shall develop a disproportionate share provider payment methodology that  
23 ensures that each municipal disproportionate share provider receives disproportionate share  
24 payments that do not exceed the provider's hospital specific limit specified in subsection (b). The  
25 methodology developed by the office shall ensure that a municipal disproportionate share provider  
26 receives, to the extent possible, disproportionate share payments that, when combined with any other  
27 disproportionate share payments owed to the provider, equals the provider's hospital specific limits.

28 (b) Total disproportionate share payments to a provider under this chapter and IC 12-15-16 shall not  
29 exceed the hospital specific limit provided under 42 U.S.C. 1396r-4(g). The hospital specific limit for  
30 state fiscal years ending on or before June 30, 1999, shall be determined by the office taking into account  
31 data provided by each hospital for the hospital's most recent fiscal year or, if a change in fiscal year causes  
32 the most recent fiscal period to be less than twelve (12) months, twelve (12) months of data compiled to  
33 the end of the provider's fiscal year that ends within the most recent state fiscal year, as certified to the  
34 office by an independent certified public accounting firm. The hospital specific limit for all state fiscal  
35 years ending on or after June 30, 2000, shall be determined by the office taking into account data provided  
36 by each hospital that is deemed reliable by the office based on a system of periodic audits, the use of  
37 trending factors, and an appropriate base year determined by the office. The office may require  
38 independent certification of data provided by a hospital to determine the hospital's hospital specific limit.

39 (c) For each of the state fiscal years:

- 40 (1) beginning July 1, 1998, and ending June 30, 1999; and
- 41 (2) beginning July 1, 1999, and ending June 30, 2000;

42 the total municipal disproportionate share payments available under this section to qualifying municipal  
43 disproportionate share providers is twenty-two million dollars (\$22,000,000).

44 SECTION 64. IC 12-15-19-10, AS AMENDED BY P.L.229-2011, SECTION 139, IS AMENDED TO  
45 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 10. This section does not apply during the  
46 period that the office is assessing a hospital fee authorized by ~~HEA 1001-2011~~. **IC 16-21-10**. For state  
47 fiscal years beginning after June 30, 2000, the state shall pay providers as follows:

48 (1) The state shall make municipal disproportionate share provider payments to providers qualifying  
49 under IC 12-15-16-1(b) until the state exceeds the state disproportionate share allocation (as defined  
50 in 42 U.S.C. 1396r-4(f)(2)).

51 (2) After the state makes all payments under subdivision (1), if the state fails to exceed the state

1 disproportionate share allocation (as defined in 42 U.S.C. 1396r-4(f)(2)), the state shall make  
2 disproportionate share provider payments to providers qualifying under IC 12-15-16-1(a).

3 (3) After the state makes all payments under subdivision (2), if the state fails to exceed the state  
4 disproportionate share allocation (as defined in 42 U.S.C. 1396r-4(f)(2)), or the state limit on  
5 disproportionate share expenditures for institutions for mental diseases (as defined in 42 U.S.C.  
6 1396r-4(h)), the state shall make community mental health center disproportionate share provider  
7 payments to providers qualifying under IC 12-15-16-1(c).

8 SECTION 65. IC 12-15-20-2, AS AMENDED BY P.L.229-2011, SECTION 140, IS AMENDED TO  
9 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. The Medicaid indigent care trust fund is  
10 established to pay the non-federal share of the following:

- 11 (1) Enhanced disproportionate share payments to providers under IC 12-15-19-1.
- 12 (2) Subject to subdivision (8), disproportionate share payments to providers under IC 12-15-19-2.1.
- 13 (3) Medicaid payments for pregnant women described in IC 12-15-2-13 and infants and children  
14 described in IC 12-15-2-14.
- 15 (4) Municipal disproportionate share payments to providers under IC 12-15-19-8.
- 16 (5) Payments to hospitals under IC 12-15-15-9.
- 17 (6) Payments to hospitals under IC 12-15-15-9.5.
- 18 (7) Payments, funding, and transfers as otherwise provided in clauses (8)(D), (8)(F), and (8)(G).
- 19 (8) Of the intergovernmental transfers deposited into the Medicaid indigent care trust fund, the  
20 following apply:

21 (A) The entirety of the intergovernmental transfers deposited into the Medicaid indigent care  
22 trust fund for state fiscal years ending on or before June 30, 2000, shall be used to fund the state's  
23 share of the disproportionate share payments to providers under IC 12-15-19-2.1.

24 (B) Of the intergovernmental transfers deposited into the Medicaid indigent care trust fund for  
25 the state fiscal year ending June 30, 2001, an amount equal to one hundred percent (100%) of the  
26 total intergovernmental transfers deposited into the Medicaid indigent care trust fund for the state  
27 fiscal year beginning July 1, 1998, and ending June 30, 1999, shall be used to fund the state's  
28 share of disproportionate share payments to providers under IC 12-15-19-2.1. The remainder of  
29 the intergovernmental transfers, if any, for the state fiscal year shall be used to fund the state's  
30 share of additional Medicaid payments to hospitals licensed under IC 16-21 pursuant to a  
31 methodology adopted by the office.

32 (C) Of the intergovernmental transfers deposited into the Medicaid indigent care trust fund, for  
33 state fiscal years beginning July 1, 2001, and July 1, 2002, an amount equal to:

34 (i) one hundred percent (100%) of the total intergovernmental transfers deposited into the  
35 Medicaid indigent care trust fund for the state fiscal year beginning July 1, 1998; minus

36 (ii) an amount equal to the amount deposited into the Medicaid indigent care trust fund under  
37 IC 12-15-15-9(d) for the state fiscal years beginning July 1, 2001, and July 1, 2002;

38 shall be used to fund the state's share of disproportionate share payments to providers under  
39 IC 12-15-19-2.1. The remainder of the intergovernmental transfers, if any, must be used to fund  
40 the state's share of additional Medicaid payments to hospitals licensed under IC 16-21 pursuant  
41 to a methodology adopted by the office.

42 (D) The intergovernmental transfers, which shall include amounts transferred under  
43 IC 12-16-7.5-4.5, deposited into the Medicaid indigent care trust fund and the certifications of  
44 public expenditures deemed to be made to the Medicaid indigent care trust fund, for the state  
45 fiscal years ending after June 30, 2005, but before July 1, 2007, shall be used, in descending  
46 order of priority, as follows:

47 (i) As provided in clause (B) of STEP THREE of IC 12-16-7.5-4.5(b)(1) and clause (B) of  
48 STEP THREE of IC 12-16-7.5-4.5(b)(2), to fund the amount to be transferred to the office.

49 (ii) As provided in clause (C) of STEP THREE of IC 12-16-7.5-4.5(b)(1) and clause (C) of  
50 STEP THREE of IC 12-16-7.5-4.5(b)(2), to fund the non-federal share of the payments made  
51 under IC 12-15-15-9 and IC 12-15-15-9.5.

- 1 (iii) To fund the non-federal share of the payments made under IC 12-15-15-1.1,  
2 IC 12-15-15-1.3, and IC 12-15-19-8.
- 3 (iv) As provided under clause (A) of STEP THREE of IC 12-16-7.5-4.5(b)(1) and clause (A)  
4 of STEP THREE of IC 12-16-7.5-4.5(b)(2), for the payment to be made under clause (A) of  
5 STEP FIVE of IC 12-15-15-1.5(b).
- 6 (v) As provided under STEP FOUR of IC 12-16-7.5-4.5(b)(1) and STEP FOUR of  
7 IC 12-16-7.5-4.5(b)(2), to fund the payments to be made under clause (B) of STEP FIVE of  
8 IC 12-15-15-1.5(b).
- 9 (vi) To fund, in an order of priority determined by the office to best use the available  
10 non-federal share, the programs listed in clause (H).
- 11 (E) For state fiscal years ending after June 30, 2007, the total amount of intergovernmental  
12 transfers used to fund the non-federal share of payments to hospitals under IC 12-15-15-9 and  
13 IC 12-15-15-9.5 shall not exceed the amount provided in clause (G)(ii).
- 14 (F) As provided in clause (D), for the following:
- 15 (i) Each state fiscal year ending after June 30, 2003, but before July 1, 2005, an amount equal  
16 to the amount calculated under STEP THREE of the following formula shall be transferred to  
17 the office:
- 18 STEP ONE: Calculate the product of thirty-five million dollars (\$35,000,000) multiplied by the  
19 federal medical assistance percentage for federal fiscal year 2003.
- 20 STEP TWO: Calculate the sum of the amounts, if any, reasonably estimated by the office to be  
21 transferred or otherwise made available to the office for the state fiscal year, and the amounts,  
22 if any, actually transferred or otherwise made available to the office for the state fiscal year,  
23 under arrangements whereby the office and a hospital licensed under IC 16-21-2 agree that an  
24 amount transferred or otherwise made available to the office by the hospital or on behalf of the  
25 hospital shall be included in the calculation under this STEP.
- 26 STEP THREE: Calculate the amount by which the product calculated under STEP ONE exceeds  
27 the sum calculated under STEP TWO.
- 28 (ii) The state fiscal years ending after June 30, 2005, but before July 1, 2007, an amount equal  
29 to thirty million dollars (\$30,000,000) shall be transferred to the office.
- 30 (G) Subject to IC 12-15-20.7-2(b), for each state fiscal year ending after June 30, 2007, the total  
31 amount in the Medicaid indigent care trust fund, including the amount of intergovernmental  
32 transfers of funds transferred, and the amounts of certifications of expenditures eligible for  
33 federal financial participation deemed to be transferred, to the Medicaid indigent care trust fund,  
34 shall be used to fund the following:
- 35 (i) Thirty million dollars (\$30,000,000) transferred to the office for the Medicaid budget.
- 36 (ii) An amount not to exceed the non-federal share of payments to hospitals under  
37 IC 12-15-15-9 and IC 12-15-15-9.5.
- 38 (iii) An amount not to exceed the non-federal share of payments to hospitals made under  
39 IC 12-15-15-1.1 and IC 12-15-15-1.3.
- 40 (iv) An amount not to exceed the non-federal share of disproportionate share payments to  
41 hospitals under IC 12-15-19-8.
- 42 (v) An amount not to exceed the non-federal share of payments to hospitals under clause (A)  
43 of STEP FIVE of IC 12-15-15-1.5(c).
- 44 (vi) An amount not to exceed the non-federal share of Medicaid safety-net payments.
- 45 (vii) An amount not to exceed the non-federal share of payments to hospitals made under  
46 clauses (C) or (D) of STEP FIVE of IC 12-15-15-1.5(c).
- 47 (viii) An amount not to exceed the non-federal share of payments to hospitals made under  
48 clause (F) of STEP FIVE of IC 12-15-15-1.5(c).
- 49 (ix) An amount not to exceed the non-federal share of disproportionate share payments to  
50 hospitals under IC 12-15-19-2.1.
- 51 (x) If additional funds are available after making payments under items (i) through (ix), to fund



1 other Medicaid supplemental payments for hospitals approved by the office and included in  
2 the Medicaid state plan.

3 Items (ii) through (x) do not apply during the period that the office is assessing a hospital fee  
4 authorized by ~~HEA 1001-2011~~. **IC 16-21-10.**

5 (H) This clause does not apply during the period that the office is assessing a hospital fee  
6 authorized by ~~HEA 1001-2011~~. **IC 16-21-10.** For purposes of clause (D)(vi), the office shall fund  
7 the following:

8 (i) An amount equal to the non-federal share of the payments to the hospital that is eligible  
9 under this item, for payments made under clause (C) of STEP FIVE of IC 12-15-15-1.5(b)  
10 under an agreement with the office, Medicaid safety-net payments and any payment made  
11 under IC 12-15-19-2.1. The amount of the payments to the hospital under this item shall be  
12 equal to one hundred percent (100%) of the hospital's hospital-specific limit for state fiscal year  
13 2005, when the payments are combined with payments made under IC 12-15-15-9,  
14 IC 12-15-15-9.5, and clause (B) of STEP FIVE of IC 12-15-15-1.5(b) for a state fiscal year. A  
15 hospital is eligible under this item if the hospital was eligible for Medicaid disproportionate  
16 share hospital payments for the state fiscal year ending June 30, 1998, the hospital received a  
17 Medicaid disproportionate share payment under IC 12-15-19-2.1 for state fiscal years 2001,  
18 2002, 2003, and 2004, and the hospital merged two (2) hospitals under a single Medicaid  
19 provider number, effective January 1, 2004.

20 (ii) An amount equal to the non-federal share of payments to hospitals that are eligible under  
21 this item, for payments made under clause (C) of STEP FIVE of IC 12-15-15-1.5(b) under an  
22 agreement with the office, Medicaid safety-net payments, and any payment made under  
23 IC 12-15-19-2.1. The amount of payments to each hospital under this item shall be equal to one  
24 hundred percent (100%) of the hospital's hospital-specific limit for state fiscal year 2004, when  
25 the payments are combined with payments made to the hospital under IC 12-15-15-9,  
26 IC 12-15-15-9.5, and clause (B) of STEP FIVE of IC 12-15-15-1.5(b) for a state fiscal year. A  
27 hospital is eligible under this item if the hospital did not receive a payment under item (i), the  
28 hospital has less than sixty thousand (60,000) Medicaid inpatient days annually, the hospital  
29 either was eligible for Medicaid disproportionate share hospital payments for the state fiscal  
30 year ending June 30, 1998 or the hospital met the office's Medicaid disproportionate share  
31 payment criteria based on state fiscal year 1998 data and received a Medicaid disproportionate  
32 share payment for the state fiscal year ending June 30, 2001, and the hospital received a  
33 Medicaid disproportionate share payment under IC 12-15-19-2.1 for state fiscal years 2001,  
34 2002, 2003, and 2004.

35 (iii) Subject to IC 12-15-19-6, an amount not less than the non-federal share of Medicaid  
36 safety-net payments in accordance with the Medicaid state plan.

37 (iv) An amount not less than the non-federal share of payments made under clause (C) of STEP  
38 FIVE of IC 12-15-15-1.5(b) under an agreement with the office to a hospital having sixty  
39 thousand (60,000) Medicaid inpatient days annually.

40 (v) An amount not less than the non-federal share of Medicaid disproportionate share payments  
41 for hospitals eligible under this item, and made under IC 12-15-19-6 and the approved  
42 Medicaid state plan. A hospital is eligible for a payment under this item if the hospital is  
43 eligible for payments under IC 12-15-19-2.1.

44 (vi) If additional funds remain after the payments made under (i) through (v), payments  
45 approved by the office and under the Medicaid state plan, to fund the non-federal share of other  
46 Medicaid supplemental payments for hospitals.

47 SECTION 66. IC 12-15-20.7-2, AS AMENDED BY P.L.6-2012, SECTION 92, IS AMENDED TO  
48 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 2. (a) This section does not apply during the  
49 period that the office is assessing a hospital fee authorized by ~~HEA 1001-2011~~. **IC 16-21-10.** For each  
50 state fiscal year ending before July 1, 2005, and subject to section 3 of this chapter (repealed), the office  
51 shall make the payments identified in this section in the following order:

- 1 (1) First, payments under IC 12-15-15-9 and IC 12-15-15-9.5.
- 2 (2) Second, payments under clauses (A) and (B) of STEP FIVE of IC 12-15-15-1.5(b).
- 3 (3) Third, Medicaid inpatient payments for safety-net hospitals and Medicaid outpatient payments
- 4 for safety-net hospitals.
- 5 (4) Fourth, payments under IC 12-15-15-1.1 and IC 12-15-15-1.3.
- 6 (5) Fifth, payments under IC 12-15-19-8 for municipal disproportionate share hospitals.
- 7 (6) Sixth, payments under IC 12-15-19-2.1 for disproportionate share hospitals.
- 8 (7) Seventh, payments under clause (C) of STEP FIVE of IC 12-15-15-1.5(b).

9 (b) For each state fiscal year ending after June 30, 2007, the office shall make the payments for the  
10 programs identified in IC 12-15-20-2(8)(G) in the order of priority that best utilizes available non-federal  
11 share, Medicaid supplemental payments, and Medicaid disproportionate share payments, and may change  
12 the order or priority at any time as necessary for the proper administration of one (1) or more of the  
13 payment programs listed in IC 12-15-20-2(8)(G).

14 SECTION 67. IC 16-21-10 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ  
15 AS FOLLOWS [EFFECTIVE JULY 1, 2013]:

16 **Chapter 10. Hospital Assessment Fee**

17 **Sec. 1. As used in this chapter, "committee" refers to the hospital assessment fee committee**  
18 **established by section 7 of this chapter.**

19 **Sec. 2. As used in this chapter, "fee" refers to the hospital assessment fee authorized by this**  
20 **chapter.**

21 **Sec. 3. As used in this chapter, "fee period" means the period beginning July 1, 2013, and ending**  
22 **June 30, 2015.**

23 **Sec. 4. (a) As used in this chapter, "hospital" means an entity that meets the definition set forth**  
24 **in IC 16-18-2-179(b) and is licensed under this article. This term may include a private psychiatric**  
25 **hospital licensed under IC 12-25.**

26 **(b) The term does not include the following:**

27 **(1) A state mental health institution operated under IC 12-24-1-3.**

28 **(2) A hospital:**

29 **(A) designated by the Medicaid program as a long term care hospital;**

30 **(B) that has an average inpatient length of stay that is greater than twenty-five (25) days,**  
31 **as determined by the office of Medicaid policy and planning under the Medicaid program;**

32 **(C) that is a Medicare certified, freestanding rehabilitation hospital; or**

33 **(D) that is a hospital operated by the federal government.**

34 **Sec. 5. As used in this chapter, "office" refers to the office of Medicaid policy and planning**  
35 **established by IC 12-8-6.5-1.**

36 **Sec. 6. (a) Subject to subsection (b) and section 8(b) of this chapter, the office may assess a**  
37 **hospital assessment fee to hospitals during the fee period if the following conditions are met:**

38 **(1) The fee may be used only for the purposes described in the following:**

39 **(A) Section 8(c) of this chapter.**

40 **(B) Section 9 of this chapter.**

41 **(C) Section 11 of this chapter.**

42 **(D) Section 14 of this chapter.**

43 **(2) The Medicaid state plan amendments and waiver requests required for the implementation**  
44 **of this chapter are submitted by the office to the United States Department of Health and**  
45 **Human Services before October 1, 2013.**

46 **(3) The United States Department of Health and Human Services approves the Medicaid state**  
47 **plan amendments and waiver requests, or revisions of the Medicaid state plan amendments**  
48 **and waiver requests, described in subdivision (2):**

49 **(A) not later than October 1, 2014; or**

50 **(B) after October 1, 2014, but before July 1, 2015, if the committee establishes a date before**  
51 **July 1, 2015. The committee may establish a date an unlimited number of times before July**  
52 **1, 2015.**

1 (4) The funds generated from the fee do not revert to the general fund.  
2 (b) The office shall stop collecting a fee, the programs described in section 8(a) of this chapter  
3 shall be reconciled and terminated, and the operation of section 11 of this chapter ends if any of the  
4 following occur:  
5 (1) An appellate court makes a final determination that either:  
6 (A) the fee described in this chapter; or  
7 (B) any of the programs described in section 8(a) of this chapter;  
8 cannot be implemented or maintained.  
9 (2) The United States Department of Health and Human Services makes a final determination  
10 that the Medicaid state plan amendments or waivers submitted under this chapter are not  
11 approved or cannot be validly implemented.  
12 (3) The fee is not collected because of circumstances described in section 8(d) of this chapter.  
13 (c) The office shall keep records of the fees collected by the office and report the amount of fees  
14 collected under this chapter.  
15 Sec. 7. (a) The hospital assessment fee committee is established. The committee consists of the  
16 following four (4) voting members:  
17 (1) The secretary of family and social services appointed under IC 12-8-1.5-2 or the secretary's  
18 designee, who shall serve as the chair of the committee.  
19 (2) The budget director or the budget director's designee.  
20 (3) Two (2) members appointed by the governor from a list of at least four (4) individuals  
21 submitted by the Indiana Hospital Association.  
22 (b) The committee shall review any Medicaid state plan amendments, waiver requests, or any  
23 revisions to any Medicaid state plan amendments or waiver requests, to implement or continue the  
24 implementation of this chapter for the purpose of establishing favorable review of the amendments,  
25 requests, and revisions by the United States Department of Health and Human Services.  
26 (c) The committee shall meet at the call of the chair. The members shall serve without  
27 compensation.  
28 (d) A quorum consists of at least three (3) members. An affirmative vote of at least three (3)  
29 members of the committee is necessary to approve Medicaid state plan amendments or waiver  
30 requests.  
31 Sec. 8. (a) Subject to subsection (b), the office shall develop the following programs designed to  
32 increase, to the extent allowable under federal law, Medicaid reimbursement for inpatient and  
33 outpatient hospital services provided by a hospital to Medicaid recipients:  
34 (1) A program concerning reimbursement for the Medicaid fee-for-service program that, in  
35 the aggregate, will result in payments equivalent to the level of reimbursement that would be  
36 paid under federal Medicare payment principles.  
37 (2) A program concerning reimbursement for the Medicaid risk based managed care program  
38 that, in the aggregate, will result in payments equivalent to the level of reimbursement that  
39 would be paid under federal Medicare payment principles.  
40 (b) The office shall not submit to the United States Department of Health and Human Services  
41 any Medicaid state plan amendments, waiver requests, or any revisions to any Medicaid state plan  
42 amendments or waiver requests, to implement or continue the implementation of this chapter until  
43 the committee has reviewed and approved the amendments, waivers, or revisions described in this  
44 subsection and submitted a written report to the budget committee concerning the amendments,  
45 waivers, or revisions described in this subsection, including the following:  
46 (1) The methodology to be used by the office in calculating the increased Medicaid  
47 reimbursement under the programs described in subsection (a).  
48 (2) The methodology to be used by the office in calculating, imposing, collecting, or any other  
49 matter relating to the fee authorized by this chapter.  
50 (3) The determination of Medicaid disproportionate share allotments under section 11 of this  
51 chapter that are to be funded by the fee authorized by this chapter, including the formula for  
52 distributing the Medicaid disproportionate share payments.

1 (4) The distribution to private psychiatric institutions under section 13 of this chapter.  
2 (c) This subsection applies to the programs described in subsection (a). The state share dollars  
3 for the programs must consist of the following:  
4 (1) Fees paid under this chapter.  
5 (2) The hospital care for the indigent funds allocated under section 10 of this chapter.  
6 (3) Other sources of state share dollars available to the office, excluding intergovernmental  
7 transfers of funds made by or on behalf of a hospital.  
8 The money described in subdivisions (1) and (2) may be used only to fund the part of the payments  
9 that exceed the Medicaid reimbursement rates in effect on June 30, 2011.  
10 (d) This subsection applies to the programs described in subsection (a). If the state is unable to  
11 maintain the funding under subsection (c)(3) for the payments at Medicaid reimbursement levels  
12 in effect on June 30, 2011, because of budgetary constraints, the office shall reduce inpatient and  
13 outpatient hospital Medicaid reimbursement rates under subsection (a)(1) or (a)(2) or request  
14 approval from the committee and the United States Department of Health and Human Services to  
15 increase the fee to prevent a decrease in Medicaid reimbursement for hospital services. If:  
16 (1) the committee:  
17 (A) does not approve a reimbursement reduction; or  
18 (B) does not approve an increase in the fee; or  
19 (2) the United States Department of Health and Human Services does not approve an increase  
20 in the fee;  
21 the office shall cease to collect the fee and the programs described in subsection (a) end.  
22 Sec. 9. (a) This section is effective upon implementation of the fee. The hospital Medicaid fee  
23 fund is established for the purpose of holding fees collected under this chapter that are not  
24 necessary to match federal funds.  
25 (b) The office shall administer the fund.  
26 (c) Money in the fund at the end of a state fiscal year does not revert to the state general fund.  
27 However, money remaining in the fund after June 30, 2015, or after the cessation of the collection  
28 of the fee under section 6(b) of this chapter, shall be used for the payments described in sections 8(a)  
29 and 11 of this chapter. Any money not required for the payments described in sections 8(a) and 11  
30 of this chapter after June 30, 2015, or after the cessation of the collection of the fee under section  
31 6(b) of this chapter, shall be distributed to the hospitals on a pro rata basis based upon the fees paid  
32 by each hospital for the state fiscal year that ends June 30, 2015, or, if applicable, the state fiscal  
33 year that ended immediately before the cessation of the collection of the fee under section 6(b) of  
34 this chapter.  
35 Sec. 10. This section:  
36 (1) is effective upon implementation of the fee authorized by this chapter; and  
37 (2) does not apply to funds under IC 12-16-17.  
38 Notwithstanding any other law, the part of the amounts appropriated for or transferred to the  
39 hospital care for the indigent program for the state fiscal years beginning July 1, 2013, and July 1,  
40 2014, that are not required to be paid to the office by law shall be used exclusively as state share  
41 dollars for the payments described in sections 8(a) and 11 of this chapter. Any hospital care for the  
42 indigent funds that are not required for the payments described in sections 8(a) and 11 of this  
43 chapter after June 30, 2015, or after the cessation of the collection of the fee under section 6(b) of  
44 this chapter, shall be used for the state share dollars of the payments in IC 12-15-20-2(8)(G)(ii)  
45 through IC 12-15-20-2(8)(G)(x).  
46 Sec. 11. (a) This section:  
47 (1) is effective upon the implementation of the fee authorized by this chapter; and  
48 (2) applies to the Medicaid disproportionate share payments for the state fiscal years  
49 beginning July 1, 2013, and July 1, 2014.  
50 (b) The state share dollars used to fund disproportionate share payments to acute care hospitals  
51 licensed under IC 16-21-2 that qualify as disproportionate share providers or municipal  
52 disproportionate share providers under IC 12-15-16-1(a) or IC 12-15-16-1(b) shall be paid with

1 money collected by the fee under this chapter and the hospital care for the indigent dollars  
2 described in section 10 of this chapter.

3 (c) Subject to section 12 of this chapter and except as provided in section 12 of this chapter, the  
4 federal Medicaid disproportionate share allotments for the state fiscal years beginning July 1, 2013,  
5 and July 1, 2014, shall be allocated in their entirety to acute care hospitals licensed under  
6 IC 16-21-2 that qualify as disproportionate share providers or municipal disproportionate share  
7 providers under IC 12-15-16-1(a) or IC 12-15-16-1(b). No part of the federal disproportionate share  
8 allotments applicable for disproportionate share payments for the state fiscal years beginning July  
9 1, 2013, and July 1, 2014, may be allocated to institutions for mental disease or other mental health  
10 facilities, as defined by applicable federal law.

11 Sec. 12. For purposes of this chapter, the entire federal Medicaid disproportionate share  
12 allotment for Indiana does not include the part of allotments that are required to be diverted under  
13 the following:

14 (1) The federally approved Indiana "Special Terms and Conditions" Medicaid demonstration  
15 project (Number 11-W-00237/5).

16 (2) Any extension after December 31, 2012, of the Indiana check-up plan Medicaid waiver  
17 established under IC 12-15-44.2.

18 The office shall inform the committee and the budget committee concerning any extension of the  
19 Indiana check-up plan after December 31, 2013.

20 Sec. 13. Notwithstanding IC 12-15-16-6(c), the annual two million dollar (\$2,000,000) pool of  
21 disproportionate share dollars under IC 12-15-16-6(c) shall not be available to eligible private  
22 psychiatric institutions. The office shall annually distribute two million dollars (\$2,000,000) to  
23 eligible private psychiatric institutions that would have been eligible for payment under  
24 IC 12-15-16-6(c).

25 Sec. 14. The fees collected under this chapter may be used only as described in this chapter or  
26 to pay the state's share of the cost for Medicaid services provided under the federal Medicaid  
27 program (42 U.S.C. 1396 et seq.) as follows:

28 (1) Twenty-eight and five-tenths percent (28.5%) may be used by the office for Medicaid  
29 expenses.

30 (2) Seventy-one and five-tenths percent (71.5%) to hospitals.

31 Sec. 15. This chapter may not be construed to authorize any county, municipality, district, or  
32 authority to impose a fee, tax, or assessment on a hospital.

33 Sec. 16. Subject to section 8(b) of this chapter, the office may adopt rules, including emergency  
34 rules in the manner provided under IC 4-22-2-37.1, necessary to implement this chapter. Rules  
35 adopted under this section may be retroactive to the effective date of the Medicaid state plan  
36 amendments or waivers approved under this chapter.

37 Sec. 17. The office may enter into an agreement with a hospital to pay the fee collected under this  
38 chapter in installments.

39 Sec. 18. (a) If a hospital fails to pay the fee established under this chapter within ten (10) days  
40 of the payment date, the hospital shall pay to the office interest on the fee at the same rate as the  
41 rate determined under IC 12-15-21-3(6)(A).

42 (b) The office shall report to the state department of health each hospital that fails to pay the fee  
43 established under this chapter within one hundred twenty (120) days of the date the payment is due.  
44 The state department shall do the following concerning a hospital described in this subsection:

45 (1) Notify the hospital that the hospital's license under IC 16-21 will be revoked if the fee is not  
46 paid.

47 (2) Revoke the hospital's license under IC 16-21 if the hospital fails to pay the fee. IC 4-21.5-3-8  
48 and IC 4-21.5-4 apply to this subdivision.

49 Sec. 19. Payments for the programs described in section 8(a) of this chapter are limited to claims  
50 for dates of services provided during the fee period and that are timely filed with the office or a  
51 contractor of the office. Payments for the programs described in section 8(a) of this chapter and  
52 distributions to hospitals in accordance with this chapter may occur at any time, including after the

1 **cessation of the collection of a fee under this chapter.**

2 **Sec. 20. (a) The office may not assess a hospital fee described in this chapter after June 30, 2015.**

3 **(b) This chapter expires September 30, 2016. However, the office may collect unpaid fees owed**  
4 **by a hospital under this chapter and may refund fees paid by a hospital under this chapter at any**  
5 **time, including after the expiration of this chapter.**

6 SECTION 68. IC 16-28-15-8, AS ADDED BY P.L.229-2011, SECTION 162, IS AMENDED TO  
7 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 8. (a) The money collected from the quality  
8 assessment fee during ~~the first year following the enactment~~ **state fiscal year 2012** may be used only as  
9 follows:

10 (1) Sixty-seven and one-tenth percent (67.1%) to pay the state's share of costs for Medicaid nursing

11 facility services provided under Title XIX of the federal Social Security Act (42 U.S.C. 1396 et seq.).

12 (2) Twenty-three and eight-tenths percent (23.8%) to pay the state's share of costs for other Medicaid  
13 services provided under Title XIX of the federal Social Security Act (42 U.S.C. 1396 et seq.).

14 (3) Nine and one-tenth percent (9.1%) to pay prior year state nursing facility expenditures.

15 (b) The money collected from the quality assessment fee during ~~the second year following enactment~~  
16 **state fiscal year 2013** may be used only as follows:

17 (1) Sixty-six and five-tenths percent (66.5%) to pay the state's share of costs for Medicaid nursing  
18 facility services provided under Title XIX of the federal Social Security Act (42 U.S.C. 1396 et seq.).

19 (2) Twenty-nine and four-tenths percent (29.4%) to pay the state's share of costs for other Medicaid  
20 services provided under Title XIX of the federal Social Security Act (42 U.S.C. 1396 et seq.).

21 (3) Four and one-tenth percent (4.1%) to pay prior year state nursing facility expenditures.

22 (c) The money collected from the quality assessment fee after ~~the second year following enactment~~  
23 **state fiscal year 2013** may be used only as follows:

24 (1) Seventy and six-tenths percent (70.6%) to pay the state's share of the costs for Medicaid nursing  
25 facility services provided under Title XIX of the federal Social Security Act (42 U.S.C. 1396 et seq.).

26 (2) Twenty-nine and four-tenths percent (29.4%) to pay the state's share of costs for other Medicaid  
27 services provided under Title XIX of the federal Social Security Act (42 U.S.C. 1396 et seq.).

28 (d) Any increase in reimbursement for Medicaid nursing facility services resulting from maximizing  
29 the quality assessment rate under section 6(b) of this chapter shall be directed exclusively to initiatives  
30 determined by the office to promote and enhance improvements in quality of care to nursing facility  
31 residents.

32 (e) The office may establish a method to allow a health facility to enter into an agreement to pay the  
33 quality assessment fee collected under this chapter under an installment plan.

34 SECTION 69. IC 16-28-15-14, AS ADDED BY P.L.229-2011, SECTION 162, IS AMENDED TO  
35 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 14. This chapter expires June 30, ~~2014~~ **2015.**

36 SECTION 70. IC 20-43-13 IS ADDED TO THE INDIANA CODE AS A NEW CHAPTER TO READ  
37 AS FOLLOWS [EFFECTIVE JULY 1, 2013]:

38 **Chapter 13. Performance Based Grants**

39 **Sec. 1. This chapter applies to a state fiscal year beginning after June 30, 2014.**

40 **Sec. 2. As used in this chapter, "graduation rate" has the meaning set forth in IC 20-26-13-6.**

41 **Sec. 3. As used in this chapter, "nonwaiver graduation rate" means the graduation rate**  
42 **determined after excluding each graduate from a particular cohort who receives a diploma with**  
43 **waivers.**

44 **Sec. 4. As used in this chapter, "reporting year" has the meaning set forth in IC 20-26-13-7.**

45 **Sec. 5. (a) A school corporation qualifies for a grant under this subsection for each school**  
46 **operated by the school corporation that was placed in one (1) of the two (2) highest categories or**  
47 **designations under IC 20-31-8-4 in the reporting year ending in the previous state fiscal year. The**  
48 **amount of the grant is equal to the product of:**

49 (1) the per student amount determined by the department under section 10 of this chapter;  
50 multiplied by

51 (2) the number of students enrolled in each school during the reporting year that:

52 (A) was placed in one (1) of the two (2) highest categories or designations under

1           **IC 20-31-8-4; and**

2           **(B) operated by the school corporation.**

3           **(b) A school corporation qualifies for a grant under this subsection for each school operated by**  
4 **the school corporation that improved its assessment by at least one (1) category or designation in**  
5 **the reporting year ending in the previous state fiscal year. The amount of the grant is equal to the**  
6 **product of:**

7           **(1) the per student amount determined by the department under section 10 of this chapter;**  
8           **multiplied by**

9           **(2) the number of students enrolled in each school operated by the school corporation that**  
10 **improved its assessment by at least one (1) category or designation in the reporting year.**

11           **Sec. 6. A school corporation qualifies for a grant under this section if the school corporation**  
12 **achieves a nonwaiver graduation rate of at least ninety percent (90%) in the reporting year ending**  
13 **in the previous state fiscal year. The amount of the grant is equal to the product of:**

14           **(1) the per student amount determined by the department under section 10 of this chapter;**  
15           **multiplied by**

16           **(2) the number of students graduating without waivers in the reporting year.**

17           **Sec. 7. A school corporation qualifies for a grant under this section if at least ninety percent**  
18 **(90%) of the school corporation's third grade students demonstrated foundational third grade**  
19 **reading skills as assessed on the Indiana reading evaluation and determination for grade three in**  
20 **March of the previous state fiscal year. The amount of the grant is determined under section 10 of**  
21 **this chapter.**

22           **Sec. 8. Each grant awarded under this chapter is subject to the amount appropriated for the**  
23 **purposes of this chapter.**

24           **Sec. 9. The department shall allocate the money appropriated for grants under this chapter as**  
25 **follows:**

26           **(1) Forty percent (40%) for grants awarded under section 5 of this chapter, which must be**  
27 **suballocated as follows:**

28           **(A) Seventy-five percent (75%) for grants awarded under section 5(a) of this chapter.**

29           **(B) Twenty-five percent (25%) for grants awarded under section 5(b) of this chapter.**

30           **(2) Thirty percent (30%) for grants awarded under section 6 of this chapter.**

31           **(3) Thirty percent (30%) for grants awarded under section 7 of this chapter.**

32           **Sec. 10. Subject to sections 8 and 9 of this chapter, the department shall determine the per**  
33 **student amount for each type of grant awarded under this chapter.**

34           **SECTION 71. IC 23-2-2.5-34, AS AMENDED BY P.L.1-2009, SECTION 129, IS AMENDED TO**  
35 **READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 34. (a) If it appears to the commissioner that:**

36           **(1) the offer of any franchise is subject to registration under this chapter and it is being, or it has**  
37 **been, offered for sale without such offer first being registered; or**

38           **(2) a person has engaged in or is about to engage in an act, a practice, or a course of business**  
39 **constituting a violation of this chapter or a rule or an order under this chapter;**

40 **the commissioner may investigate and may issue, with or without a prior hearing, orders and notices as**  
41 **the commissioner determines to be in the public interest, including cease and desist orders, orders to show**  
42 **cause, and notices. After notice and an opportunity for hearing, the commissioner may enter an order of**  
43 **rescission, restitution, or disgorgement, including interest at the rate of eight percent (8%) per year,**  
44 **directed to a person who has violated this chapter or a rule or order under this chapter. In addition to all**  
45 **other remedies, the commissioner may bring an action in the name of and on behalf of the state against**  
46 **any person participating in or about to participate in a violation of this chapter, to enjoin the person from**  
47 **continuing or doing an act furthering a violation of this chapter and may obtain the appointment of a**  
48 **receiver or conservator. Upon a proper showing by the commissioner, the court shall enter an order of the**  
49 **commissioner directing rescission, restitution, or disgorgement against a person who has violated this**  
50 **chapter or a rule or order under this chapter.**

51           **(b) Upon the issuance of an order or a notice by the commissioner under subsection (a), the**  
52 **commissioner shall promptly notify the respondent of the following:**

- 1 (1) That the order or notice has been issued.  
2 (2) The reasons the order or notice has been issued.  
3 (3) That upon the receipt of a written request the matter will be set for a hearing to commence not  
4 later than forty-five (45) business days after the commissioner receives the request, unless the  
5 respondent consents to a later date.

6 If the respondent does not request a hearing and the commissioner does not order a hearing, the order or  
7 notice will remain in effect until it is modified or vacated by the commissioner. If a hearing is requested  
8 or ordered, the commissioner, after giving notice of the hearing, may modify or vacate the order or extend  
9 it until final determination.

10 (c) In a final order, the commissioner may charge the costs of an investigation or a proceeding  
11 conducted in connection with a violation of:

- 12 (1) this chapter; or  
13 (2) a rule or an order adopted or issued under this chapter;  
14 to be paid as directed by the commissioner in the order.

15 (d) In a proceeding in a circuit or superior court under this section, the commissioner is entitled to  
16 recover all costs and expenses of investigation to which the commissioner would be entitled in an  
17 administrative proceeding, and the court shall include the costs in its final judgment.

18 (e) If the commissioner determines, after notice and opportunity for a hearing, that a person has  
19 violated this chapter, the commissioner may, in addition to or instead of all other remedies, impose a civil  
20 penalty upon the person in an amount not to exceed ten thousand dollars (\$10,000) for each violation. An  
21 appeal from the decision of the commissioner imposing a civil penalty under this subsection may be taken  
22 by an aggrieved party under section 44 of this chapter.

23 (f) The commissioner may bring an action in the circuit or superior court of Marion County to enforce  
24 payment of any penalty imposed under subsection (e).

25 (g) Penalties collected under this section shall be deposited in the ~~securities division enforcement~~  
26 ~~account established under IC 23-19-6-1(f): state general fund.~~

27 SECTION 72. IC 23-2-2.5-43, AS AMENDED BY P.L.27-2007, SECTION 11, IS AMENDED TO  
28 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 43. (a) All fees and funds of whatever  
29 character accruing from the administration of this chapter shall be:

- 30 (1) accounted for by the secretary of state;  
31 (2) paid into the state treasury monthly; and  
32 (3) placed in the ~~same account of the state general fund as established by IC 23-19-6-1(f), from~~  
33 ~~which all compensation and expenses shall be paid for the administration of this chapter: state~~  
34 ~~general fund.~~

35 (b) The fee for filing a form for registration by notification of the sale of franchises under section 10.5  
36 of this chapter is five hundred dollars (\$500).

37 (c) The fee for filing a registration renewal form under section 18 of this chapter is two hundred fifty  
38 dollars (\$250).

39 (d) When a registration notification form or registration renewal form is denied or withdrawn, the  
40 commissioner shall retain one hundred fifty dollars (\$150) of the fee.

41 SECTION 73. IC 23-2-5-7, AS AMENDED BY P.L.156-2009, SECTION 6, IS AMENDED TO  
42 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 7. (a) The loan broker regulation account is  
43 created in the state general fund. The money in the loan broker regulation account may be used only for  
44 the regulation of loan brokers, mortgage loan originators, and principal managers under this chapter. The  
45 loan broker regulation account shall be administered by the treasurer of state. The money in the loan  
46 broker regulation account does not revert to any other account within the state general fund at the end of  
47 a state fiscal year.

48 (b) Except as provided in subsection (c), all fees and funds accruing from the administration of this  
49 chapter shall be accounted for by the commissioner and shall be deposited with the treasurer of state who  
50 shall deposit them in the loan broker regulation account in the state general fund.

51 (c) All expenses incurred in the administration of this chapter shall be paid from appropriations made



1 from the state general fund. However, costs of investigations incurred under this chapter shall be paid  
2 from, and civil penalties recovered under this chapter shall be deposited in ~~the securities division~~  
3 ~~enforcement account created under IC 23-19-6-1(f).~~ **The funds in the securities division enforcement**  
4 **account shall be available, with the approval of the budget agency, to augment and supplement the funds**  
5 **appropriated for the administration of this chapter: the state general fund.**

6 SECTION 74. IC 23-2-5-11.5, AS ADDED BY P.L.114-2010, SECTION 7, IS AMENDED TO READ  
7 AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 11.5. (a) If the commissioner believes that a person  
8 has engaged, is engaging, or is about to engage in an act, practice, or course of business constituting a  
9 violation of this chapter or a rule adopted or order issued under this chapter or that a person has engaged,  
10 is engaging, or is about to engage in an act, practice, or course of business that materially aids a violation  
11 of this chapter or a rule adopted or order issued under this chapter, the commissioner may maintain an  
12 action in the circuit or superior court in the county where the investigation or inquiry in question is being  
13 conducted to enjoin the act, practice, or course of business and to enforce compliance with this chapter  
14 or a rule adopted or order issued under this chapter.

15 (b) In an action under this section and on a proper showing, the court may:

16 (1) issue a permanent or temporary injunction, restraining order, or declaratory judgment;

17 (2) order other appropriate or ancillary relief, which may include:

18 (A) an asset freeze, accounting, writ of attachment, writ of general or specific execution, and  
19 appointment of a receiver or conservator;

20 (B) ordering a receiver or conservator appointed under clause (A) to:

21 (i) take charge and control of a respondent's property, including investment accounts and  
22 accounts in a depository institution, rents, and profits;

23 (ii) collect debts; and

24 (iii) acquire and dispose of property;

25 (C) imposing a civil penalty of up to ten thousand dollars (\$10,000) per violation and an order  
26 of rescission, restitution, or disgorgement directed to a person that has engaged in an act,  
27 practice, or course of business constituting a violation of this chapter or a rule adopted or order  
28 issued under this chapter; and

29 (D) ordering the payment of prejudgment and postjudgment interest; or

30 (3) order such other relief as the court considers appropriate.

31 (c) The commissioner may not be required to post a bond in an action or proceeding under this chapter.

32 (d) Penalties collected under this section shall be deposited in the ~~securities division enforcement~~  
33 ~~account created under IC 23-19-6-1(f).~~ **state general fund.**

34 SECTION 75. IC 23-2-6-28, AS AMENDED BY P.L.27-2007, SECTION 21, IS AMENDED TO  
35 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 28. (a) The commissioner may make  
36 investigations in or outside Indiana that the commissioner finds necessary or appropriate to:

37 (1) determine whether any person has violated or is about to violate this chapter or any rule or order  
38 of the commissioner; or

39 (2) aid in the enforcement of this chapter.

40 (b) The commissioner may charge as costs of an investigation or examination all reasonable expenses,  
41 including a per diem prorated on the salary of the commissioner or an employee. All reasonable expenses  
42 of investigation, examination, or hearing shall be paid by the party under investigation or examination.

43 (c) The commissioner may publish information concerning any violation of this chapter or any rule  
44 or order of the commissioner. The commissioner shall upon request make available for inspection and  
45 copying under IC 5-14-3 information concerning any violation of this chapter or any rule or order of the  
46 commissioner.

47 (d) For purposes of an investigation or a proceeding under this chapter, the commissioner or an officer  
48 or employee designated by rule or order may do any of the following:

49 (1) Administer oaths and affirmations.

50 (2) Subpoena witnesses and compel the attendance of witnesses.

51 (3) Take evidence.

1 (4) Require the production of books, papers, correspondence, memoranda, agreements, or other  
2 documents or records that the commissioner finds to be relevant or material to the investigation or  
3 proceeding.

4 (e) If a person does not give testimony or produce the documents required by the commissioner or the  
5 commissioner's designee under an administrative subpoena, the commissioner or the designee may  
6 petition for a court order compelling compliance with the subpoena or the giving of the required  
7 testimony.

8 (f) A petition for an order of compliance under subsection (e) may be filed in any of the following:

9 (1) The circuit or superior court of a county containing a consolidated city.

10 (2) The circuit or superior court where service may be obtained on the person refusing to comply  
11 with the subpoena if the person is within Indiana.

12 (3) The appropriate court of the state having jurisdiction over the person refusing to comply with the  
13 subpoena if the person is outside Indiana.

14 (g) Costs of investigations, examinations, and hearings and civil penalties recovered under this chapter  
15 shall be deposited in the ~~securities division enforcement account established under IC 23-19-6-1(f). With~~  
16 ~~the approval of the budget agency, the funds in the securities division enforcement account may be used~~  
17 ~~to augment and supplement the funds appropriated for the administration of this chapter.~~ **state general**  
18 **fund.**

19 SECTION 76. IC 23-19-4-12, AS AMENDED BY P.L.85-2012, SECTION 3, IS AMENDED TO  
20 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 12. (a) If the commissioner finds that the order  
21 is in the public interest and subsection (d) authorizes the action, an order issued under this article may  
22 deny an application, or may condition or limit registration, of an applicant to be a broker-dealer, agent,  
23 investment adviser, or investment adviser representative and, if the applicant is a broker-dealer or  
24 investment adviser, of a partner, officer, director, or person having a similar status or performing similar  
25 functions, or a person directly or indirectly in control of the broker-dealer or investment adviser.

26 (b) If the commissioner finds that the order is in the public interest and subsection (d) authorizes the  
27 action, an order issued under this article may revoke, suspend, condition, or limit the registration of a  
28 registrant and, if the registrant is a broker-dealer or investment adviser, of a partner, officer, director, or  
29 person having a similar status or performing similar functions, or a person directly or indirectly in control  
30 of the broker-dealer or investment adviser. However, the commissioner may not:

31 (1) institute a revocation or suspension proceeding under this subsection based on an order issued  
32 under a law of another state that is reported to the commissioner or a designee of the commissioner  
33 more than one (1) year after the date of the order on which it is based; or

34 (2) under subsection (d)(5)(A) and (d)(5)(B), issue an order on the basis of an order issued under  
35 the securities act of another state unless the other order was based on conduct for which subsection  
36 (d) would authorize the action had the conduct occurred in this state.

37 (c) If the commissioner finds that the order is in the public interest and subsection (d)(1), (d)(2), (d)(3),  
38 (d)(4), (d)(5), (d)(6), (d)(8), (d)(9), (d)(11), (d)(12), or (d)(13) authorizes the action, an order under this  
39 article may censure, impose a bar, or impose a civil penalty in an amount not to exceed a maximum of  
40 ten thousand dollars (\$10,000) per violation on a registrant, and, if the registrant is a broker-dealer or  
41 investment adviser, a partner, officer, director, or person having a similar status or performing similar  
42 functions, or a person directly or indirectly in control of the broker-dealer or investment adviser.

43 (d) A person may be disciplined under subsections (a) through (c) if the person:

44 (1) has filed an application for registration in this state under this article or the predecessor act  
45 within the previous ten (10) years, which, as of the effective date of registration or as of any date  
46 after filing in the case of an order denying effectiveness, was incomplete in any material respect or  
47 contained a statement that, in light of the circumstances under which it was made, was false or  
48 misleading with respect to a material fact;

49 (2) knowingly violated or knowingly failed to comply with this article or the predecessor act or a rule  
50 adopted or order issued under this article or the predecessor act within the previous ten (10) years;

51 (3) has been convicted of a felony or within the previous ten (10) years has been convicted of a

1 misdemeanor involving a security, a commodity future or option contract, or an aspect of a business  
2 involving securities, commodities, investments, franchises, insurance, banking, or finance;  
3 (4) is enjoined or restrained by a court with jurisdiction in an action instituted by the commissioner  
4 under this article or the predecessor act, a state, the Securities and Exchange Commission, or the  
5 United States from engaging in or continuing an act, practice, or course of business involving an  
6 aspect of a business involving securities, commodities, investments, franchises, insurance, banking,  
7 or finance;  
8 (5) is the subject of an order, issued after notice and opportunity for hearing, by:  
9 (A) the securities, depository institution, insurance, or other financial services regulator of a state  
10 or by the Securities and Exchange Commission or other federal agency denying, revoking,  
11 barring, or suspending registration as a broker-dealer, agent, investment adviser, federal covered  
12 investment adviser, or investment adviser representative;  
13 (B) the securities regulator of a state or the Securities and Exchange Commission against a  
14 broker-dealer, agent, investment adviser, investment adviser representative, or federal covered  
15 investment adviser;  
16 (C) the Securities and Exchange Commission or a self-regulatory organization suspending or  
17 expelling the registrant from membership in the self-regulatory organization;  
18 (D) a court adjudicating a United States Postal Service fraud order;  
19 (E) the insurance regulator of a state denying, suspending, or revoking registration as an  
20 insurance agent;  
21 (F) a depository institution regulator suspending or barring the person from the depository  
22 institution business; or  
23 (G) any state regulatory body or organization governing real estate brokers or sales persons  
24 denying, suspending, or revoking a person's registration or license in the real estate industry;  
25 (6) is the subject of an adjudication or determination, after notice and opportunity for hearing, by  
26 the Securities and Exchange Commission, the Commodity Futures Trading Commission, the Federal  
27 Trade Commission, a federal depository institution regulator, or a depository institution, insurance,  
28 or other financial services regulator of a state that the person willfully violated the Securities Act  
29 of 1933, the Securities Exchange Act of 1934, the Investment Advisers Act of 1940, the Investment  
30 Company Act of 1940, or the Commodity Exchange Act, the securities or commodities law of a  
31 state, or a federal or state law under which a business involving investments, franchises, insurance,  
32 banking, or finance is regulated;  
33 (7) is insolvent, either because the person's liabilities exceed the person's assets or because the  
34 person cannot meet the person's obligations as they mature, but the commissioner may not enter an  
35 order against an applicant or registrant under this subdivision without a finding of insolvency as to  
36 the applicant or registrant;  
37 (8) refuses to allow or otherwise impedes the commissioner from conducting an audit or inspection  
38 under section 11(d) of this chapter or refuses access to a registrant's office to conduct an audit or  
39 inspection under section 11(d) of this chapter;  
40 (9) has failed to reasonably supervise an agent, investment adviser representative, or other  
41 individual, if the agent, investment adviser representative, or other individual was subject to the  
42 person's supervision and committed a violation of this article or the predecessor act or a rule adopted  
43 or order issued under this article or the predecessor act within the previous ten (10) years;  
44 (10) has not paid the proper filing fee within thirty (30) days after having been notified by the  
45 commissioner of a deficiency, but the commissioner shall vacate an order under this subdivision  
46 when the deficiency is corrected;  
47 (11) after notice and opportunity for a hearing, has been found within the previous ten (10) years:  
48 (A) by a court with jurisdiction to have willfully violated the laws of a foreign jurisdiction under  
49 which the business of securities, commodities, investment, franchises, insurance, banking, or  
50 finance is regulated;  
51 (B) to have been the subject of an order of a securities regulator of a foreign jurisdiction denying,

1           revoking, or suspending the right to engage in the business of securities as a broker-dealer, agent,  
2           investment adviser, investment adviser representative, or similar person; or  
3           (C) to have been suspended or expelled from membership by or participation in a securities  
4           exchange or securities association operating under the securities laws of a foreign jurisdiction;  
5           (12) is the subject of a cease and desist order issued by the Securities and Exchange Commission  
6           or issued under the securities, commodities, investment, franchise, banking, finance, or insurance  
7           laws of a state;  
8           (13) has engaged in dishonest or unethical practices in the securities, commodities, investment,  
9           franchise, banking, finance, or insurance business within the previous ten (10) years;  
10          (14) is not qualified on the basis of factors such as training, experience, and knowledge of the  
11          securities business. However, in the case of an application by an agent for a broker-dealer that is a  
12          member of a self-regulatory organization or by an individual for registration as an investment adviser  
13          representative, a denial order may not be based on this subdivision if the individual has successfully  
14          completed all examinations required by subsection (e). The commissioner may require an applicant  
15          for registration under section 2 or 4 of this chapter who has not been registered in a state within the  
16          two (2) years preceding the filing of an application in this state to successfully complete an  
17          examination;  
18          (15) is on the most recent tax warrant list supplied to the commissioner by the department of state  
19          revenue; or  
20          (16) is an individual who is:  
21              (A) an applicant for registration as an agent for a broker-dealer or as an investment adviser  
22              representative; or  
23              (B) registered as an agent for a broker-dealer or as an investment adviser representative;  
24          and has failed to comply with a court order imposing a child support obligation.  
25          (e) A rule adopted or order issued under this article may require that an examination, including an  
26          examination developed or approved by an organization of securities regulators, be successfully completed  
27          by a class of individuals or all individuals. An order issued under this article may waive, in whole or in  
28          part, an examination as to an individual and a rule adopted under this article may waive, in whole or in  
29          part, an examination as to a class of individuals if the commissioner determines that the examination is  
30          not necessary or appropriate in the public interest and for the protection of investors.  
31          (f) The commissioner may suspend or deny an application summarily; restrict, condition, limit, or  
32          suspend a registration; or censure, bar, or impose a civil penalty on a registrant before final determination  
33          of an administrative proceeding. Upon the issuance of an order, the commissioner shall promptly notify  
34          each person subject to the order that the order has been issued, the reasons for the action, and that within  
35          fifteen (15) days after the receipt of a request in a record from the person the matter will be scheduled for  
36          a hearing. If a hearing is not requested and none is ordered by the commissioner within thirty (30) days  
37          after the date of service of the order, the order becomes final by operation of law. If a hearing is requested  
38          or ordered, the commissioner, after notice of and opportunity for hearing to each person subject to the  
39          order, may modify or vacate the order or extend the order until final determination.  
40          (g) An order may not be issued under this section, except under subsection (f), without:  
41              (1) appropriate notice to the applicant or registrant;  
42              (2) opportunity for hearing; and  
43              (3) findings of fact and conclusions of law in a record.  
44          (h) A person that controls, directly or indirectly, a person not in compliance with this section may be  
45          disciplined by order of the commissioner under subsections (a) through (c) to the same extent as the  
46          noncomplying person, unless the controlling person did not know, and in the exercise of reasonable care  
47          could not have known, of the existence of conduct that is a ground for discipline under this section.  
48          (i) The commissioner may not institute a proceeding under subsection (a), (b), or (c) based solely on  
49          material facts actually known by the commissioner unless an investigation or the proceeding is instituted  
50          within one (1) year after the commissioner actually acquires knowledge of the material facts.  
51          (j) All fines and penalties collected under this section shall be deposited into the securities division

1 enforcement account as established by IC 23-19-6-1(f). **state general fund.**

2 SECTION 77. IC 23-19-6-1, AS AMENDED BY P.L.85-2012, SECTION 4, IS AMENDED TO  
3 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 1. (a) This article shall be administered by a  
4 division of the office of the secretary of state. The secretary of state shall appoint a securities  
5 commissioner who shall be responsible for the direction and supervision of the division and the  
6 administration of this article under the direction and control of the secretary of state. The salary of the  
7 securities commissioner shall be paid out of the funds appropriated for the administration of this article.  
8 The commissioner shall serve at the will of the secretary of state.

9 (b) The secretary of state:

10 (1) shall employ a chief deputy, attorneys, a senior investigator, a senior accountant, and other  
11 deputies, investigators, accountants, clerks, stenographers, and other employees necessary for the  
12 administration of this article; and

13 (2) shall fix their compensation with the approval of the budget agency.

14 (c) It is unlawful for the commissioner or an officer, employee, or designee of the commissioner to use  
15 for personal benefit or the benefit of others records or other information obtained by or filed with the  
16 commissioner that are not public under section 7(b) of this chapter. This article does not authorize the  
17 commissioner or an officer, employee, or designee of the commissioner to disclose the record or  
18 information, except in accordance with section 2, 7(c), or 8 of this chapter.

19 (d) This article does not create or diminish a privilege or exemption that exists at common law, by  
20 statute or rule, or otherwise.

21 (e) Subject to IC 4-2-6-15, the commissioner may develop and implement investor education initiatives  
22 to inform the public about investing in securities, with particular emphasis on the prevention and  
23 detection of securities fraud. In developing and implementing these initiatives, the commissioner may  
24 collaborate with public and nonprofit organizations with an interest in investor education. The  
25 commissioner may accept a grant or donation from a person that is not affiliated with the securities  
26 industry or from a nonprofit organization, regardless of whether the organization is affiliated with the  
27 securities industry, to develop and implement investor education initiatives. This subsection does not  
28 authorize the commissioner to require participation or monetary contributions of a registrant in an investor  
29 education program.

30 (f) **Subject to section 1.5 of this chapter**, fees and funds of whatever character accruing from the  
31 administration of this article shall be accounted for by the secretary of state and shall be deposited with  
32 the treasurer of state to be deposited by the treasurer of the state in ~~either the state general fund. or the~~  
33 ~~enforcement account referenced below.~~ Subject to IC 4-2-6-15, expenses incurred in the administration  
34 of this article shall be paid from the state general fund upon appropriation being made for the expenses  
35 in the manner provided by law for the making of those appropriations. ~~However,~~ Grants and donations  
36 received under subsection (e), costs of investigations recovered under section 4(e) of this chapter, and  
37 civil penalties recovered under sections 3(b) and 4(d) of this chapter shall be deposited by the treasurer  
38 of state in a separate account to be known as the securities division enforcement account. ~~Notwithstanding~~  
39 ~~IC 9-23-6-4, IC 23-2-2.5-34, IC 23-2-2.5-43, IC 23-2-5-7, IC 23-19-4-12, IC 25-11-1-15, and this chapter,~~  
40 ~~five percent (5%) of funds received after June 30, 2010, for deposit in the enforcement account shall~~  
41 ~~instead be deposited in the securities restitution fund established by IC 23-20-1-25.~~ Subject to  
42 ~~IC 4-2-6-15,~~ the funds deposited in the enforcement account shall be available, with the approval of the  
43 budget agency:

44 (1) to augment and supplement the funds appropriated for the administration of this article; and

45 (2) for grants and awards to nonprofit entities for programs and activities that will further investor  
46 education and financial literacy in the state.

47 ~~The funds in the enforcement account do not revert to the state general fund at the end of any state fiscal~~  
48 ~~year. the state general fund.~~

49 (g) In connection with the administration and enforcement of this article, the attorney general shall  
50 render all necessary assistance to the commissioner upon the commissioner's request, and to that end, the  
51 attorney general shall employ legal and other professional services as are necessary to adequately and

1 fully perform the service under the direction of the commissioner as the demands of the securities division  
2 shall require. Expenses incurred by the attorney general for the purposes stated in this subsection shall  
3 be chargeable against and paid out of funds appropriated to the attorney general for the administration  
4 of the attorney general's office. The attorney general may authorize the commissioner and the  
5 commissioner's designee to represent the commissioner and the securities division in any proceeding  
6 involving enforcement or defense of this article.

7 (h) Neither the secretary of state, the commissioner, nor an employee of the securities division shall  
8 be liable in their individual capacity, except to the state, for an act done or omitted in connection with the  
9 performance of their respective duties under this article.

10 (i) The commissioner shall take, prescribe, and file the oath of office prescribed by law. The  
11 commissioner, chief deputy commissioner, and each attorney or investigator designated by the  
12 commissioner are police officers of the state and shall have all the powers and duties of police officers  
13 in making arrests for violations of this article, or in serving any process, notice, or order connected with  
14 the enforcement of this article by whatever officer, authority, or court issued and shall comprise the  
15 enforcement department of the division and are considered a criminal justice agency for purposes of  
16 IC 5-2-4 and IC 10-13-3.

17 (j) The provisions of this article delegating and granting power to the secretary of state, the securities  
18 division, and the commissioner shall be liberally construed to the end that:

- 19 (1) the practice or commission of fraud may be prohibited and prevented;
- 20 (2) disclosure of sufficient and reliable information in order to afford reasonable opportunity for the  
21 exercise of independent judgment of the persons involved may be assured; and
- 22 (3) the qualifications may be prescribed to assure availability of reliable broker-dealers, investment  
23 advisers, and agents engaged in and in connection with the issuance, barter, sale, purchase, transfer,  
24 or disposition of securities in this state.

25 It is the intent and purpose of this article to delegate and grant to and vest in the secretary of state, the  
26 securities division, and the commissioner full and complete power to carry into effect and accomplish the  
27 purpose of this article and to charge them with full and complete responsibility for its effective  
28 administration.

29 (k) Copies of any statement and documents filed in the office of the secretary of state and of any  
30 records of the secretary of state certified by the commissioner shall be admissible in any prosecution,  
31 action, suit, or proceeding based upon, arising out of, or under this article to the same effect as the original  
32 of such statement, document, or record would be if actually produced.

33 (l) IC 4-21.5 is not applicable to any of the proceedings under this article.

34 SECTION 78. IC 23-19-6-1.5 IS ADDED TO THE INDIANA CODE AS A NEW SECTION TO  
35 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: **Sec. 1.5. (a) Notwithstanding IC 9-23-6-4,**  
36 **IC 23-2-2.5-34, IC 23-2-2.5-43, IC 23-2-5-7, IC 23-19-4-12, IC 25-11-1-15, and this chapter, the**  
37 **treasurer of state shall transfer five percent (5%) of the:**

- 38 **(1) grants and donations received under section 1(e) of this chapter;**
- 39 **(2) costs of investigations recovered under section 4(e) of this chapter; and**
- 40 **(3) civil penalties recovered under sections 3(b) and 4(d) of this chapter;**

41 **from the state general fund to the securities restitution fund established by IC 23-20-1-25.**

42 **(b) The treasurer of state shall make the transfers required by subsection (a) on January 1 and**  
43 **July 1 of each year.**

44 SECTION 79. IC 23-19-6-3, AS ADDED BY P.L.27-2007, SECTION 23, IS AMENDED TO READ  
45 AS FOLLOWS [EFFECTIVE JULY 1, 2013]: **Sec. 3. (a)** If the commissioner believes that a person has  
46 engaged, is engaging, or is about to engage in an act, practice, or course of business constituting a  
47 violation of this article or a rule adopted or order issued under this article or that a person has, is, or is  
48 about to engage in an act, practice, or course of business that materially aids a violation of this article or  
49 a rule adopted or order issued under this article, the commissioner may maintain an action in the circuit  
50 or superior court in the county where the investigation or inquiry in question is being conducted to enjoin  
51 the act, practice, or course of business and to enforce compliance with this article or a rule adopted or

1 order issued under this article.

2 (b) In an action under this section and on a proper showing, the court may:

3 (1) issue a permanent or temporary injunction, restraining order, or declaratory judgment;

4 (2) order other appropriate or ancillary relief, which may include:

5 (A) an asset freeze, accounting, writ of attachment, writ of general or specific execution, and  
6 appointment of a receiver or conservator;

7 (B) ordering a receiver or conservator appointed under clause (A) to take charge and control of  
8 a respondent's property, including investment accounts and accounts in a depository institution,  
9 rents, and profits; to collect debts; and to acquire and dispose of property;

10 (C) imposing a civil penalty up to ten thousand dollars (\$10,000) per violation and an order of  
11 rescission, restitution, or disgorgement directed to a person that has engaged in an act, practice,  
12 or course of business constituting a violation of this article or the predecessor act or a rule  
13 adopted or order issued under this article or the predecessor act; and

14 (D) ordering the payment of prejudgment and postjudgment interest; or

15 (3) order such other relief as the court considers appropriate.

16 (c) The commissioner may not be required to post a bond in an action or proceeding under this article.

17 (d) Penalties collected under this section shall be deposited in the ~~securities division enforcement~~  
18 ~~account established under section † of this chapter.~~ **state general fund.**

19 SECTION 80. IC 23-19-6-4, AS AMENDED BY P.L.156-2009, SECTION 24, IS AMENDED TO  
20 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 4. (a) If the commissioner determines that a  
21 person has engaged, is engaging, or is about to engage in an act, practice, or course of business  
22 constituting a violation of this article or a rule adopted or order issued under this article or that a person  
23 has materially aided, is materially aiding, or is about to materially aid an act, practice, or course of  
24 business constituting a violation of this article or a rule adopted or order issued under this article, the  
25 commissioner may:

26 (1) investigate and may issue, with or without a prior hearing, orders and notices as the  
27 commissioner determines to be in the public interest, including cease and desist orders, orders to  
28 show cause, and notices. After notice and hearing, the commissioner may enter an order of  
29 rescission, restitution, or disgorgement, including interest at the legal rate of interest, directed to a  
30 person who has violated this article or a rule or order under this article;

31 (2) issue an order denying, suspending, revoking, or conditioning the exemptions for a broker-dealer  
32 under IC 23-19-4-1(b)(1)(D) or IC 23-19-4-1(b)(1)(F) or an investment adviser under  
33 IC 23-19-4-3(b)(1)(C); or

34 (3) issue an order under IC 23-19-2-4.

35 (b) An order under subsection (a) is effective on the date of issuance. Upon issuance of the order, the  
36 commissioner shall promptly serve each person subject to the order with a copy of the order and a notice  
37 that the order has been entered. The order must include a statement whether the commissioner will seek  
38 a civil penalty or costs of the investigation, a statement of the reasons for the order, and notice that, within  
39 fifteen (15) days after receipt of a request in a record from the person, the matter will be scheduled for  
40 a hearing. If a person subject to the order does not request a hearing and none is ordered by the  
41 commissioner within forty-five (45) days after the date of service of the order, the order, which may  
42 include a civil penalty or costs of the investigation if a civil penalty or costs were sought in the statement  
43 accompanying the order, becomes final as to that person by operation of law. If a hearing is requested or  
44 ordered, the commissioner, after notice of and opportunity for hearing to each person subject to the order,  
45 may modify or vacate the order or extend it until final determination.

46 (c) If a hearing is requested or ordered under subsection (b), the hearing must be held not later than  
47 fifteen (15) business days after receipt if the original order issued by the commissioner was a summary  
48 suspension, summary revocation, or denial of a license and not later than forty-five (45) business days  
49 after receipt for all other orders. A final order may not be issued unless the commissioner makes findings  
50 of fact and conclusions of law in a record. The final order may make final, vacate, or modify the order  
51 issued under subsection (a).

1 (d) In a final order under subsection (c), the commissioner may impose a civil penalty up to ten  
2 thousand dollars (\$10,000) per violation. Penalties collected under this section shall be deposited in the  
3 ~~securities division enforcement account established under section 1 of this chapter.~~ **state general fund.**

4 (e) In a final order, the commissioner may charge the cost of an investigation or proceeding for a  
5 violation of this article or a rule adopted or order issued under this article.

6 (f) If a petition for judicial review of a final order is not filed in accordance with section 9 of this  
7 chapter, the commissioner may file a certified copy of the final order with the clerk of a court with  
8 jurisdiction. The order so filed has the same effect as a judgment of the court and may be recorded,  
9 enforced, or satisfied in the same manner as a judgment of the court.

10 (g) If a person does not comply with an order under this section, the commissioner may petition a court  
11 with jurisdiction to enforce the order. The court may not require the commissioner to post a bond in an  
12 action or proceeding under this section. If the court finds, after service and opportunity for hearing, that  
13 the person was not in compliance with the order, the court may adjudge the person in civil contempt of  
14 the order. The court may impose a further civil penalty against the person for contempt in an amount not  
15 greater than twenty thousand dollars (\$20,000) for each violation and may grant any other relief the court  
16 determines is just and proper in the circumstances.

17 (h) The commissioner shall send a certified copy of every final order that suspends or revokes a  
18 person's registration under this article, or that orders a person who is not registered under this article to  
19 cease and desist from violating this article, to the insurance commissioner appointed under IC 27-1-1-2.  
20 The insurance commissioner shall act in accordance with IC 27-1-15.6-29.5.

21 SECTION 81. IC 23-20-1-25, AS ADDED BY P.L.114-2010, SECTION 12, IS AMENDED TO  
22 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 25. (a) The securities restitution fund is  
23 established.

24 (b) The fund consists of amounts:

25 (1) ~~from funds received for deposit in the securities division enforcement account as provided in~~  
26 ~~IC 23-19-6-1(f);~~ **transferred to the fund under IC 23-19-6-1.5;** and

27 (2) appropriated from the general assembly.

28 SECTION 82. IC 25-11-1-15, AS AMENDED BY P.L.1-2009, SECTION 141, IS AMENDED TO  
29 READ AS FOLLOWS [EFFECTIVE JULY 1, 2013]: Sec. 15. (a) If the secretary of state determines, after  
30 notice and opportunity for a hearing, that a person has violated this chapter, the secretary of state may,  
31 in addition to or instead of all other remedies, impose a civil penalty upon the person in an amount not  
32 to exceed ten thousand dollars (\$10,000) for each violation. An appeal from the decision of the secretary  
33 of state imposing a civil penalty under this subsection may be taken by an aggrieved party under section  
34 16 of this chapter.

35 (b) The secretary of state may bring an action in the circuit or superior court of Marion County to  
36 enforce payment of any penalty imposed under subsection (a).

37 (c) Penalties collected under this section shall be deposited in the ~~securities division enforcement~~  
38 ~~account established under IC 23-19-6-1(f).~~ **state general fund.**

39 SECTION 83. [EFFECTIVE JULY 1, 2013] **(a) Any balance remaining in the securities division**  
40 **enforcement account on June 30, 2013, is transferred to the state general fund.**

41 **(b) This SECTION expires January 1, 2014.**

42 SECTION 84. **An emergency is declared for this act.**

43 (Reference is to HB 1001 as introduced.)